

SUEDEEN G. KELLY

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EMPLOYMENT

Akin Gump Strauss Hauer & Feld LLP, Washington, DC
Partner, 2012 – Present
Chair of Energy Regulation, Markets and Enforcement Practice

Chosen by *Metropolitan Corporate Counsel* as its cover story for January 2016; Chambers Global Ranked (2012-2016), energy electricity, regulatory and litigation; Recognized by *The National Law Journal* as 2015 Top 50 Regulatory & Compliance Trailblazers in environment, energy and law; Top Author, JD Supra Readers' Choice Award (2015).

Member, Board of Directors, UIL Holdings, New Haven, CT (2011 – 2015)

Member, Board of Directors, Access Midstream Partners, Oklahoma City, OK (2010 – 2015)

Member, Board of Directors, Tendril, Boulder, CO (2010-2012)

Patton Boggs LLP, Washington, DC
Partner, 2010 – 2012
Co-Chair of Energy Industry Practice

Federal Energy Regulatory Commission, Washington, DC
Commissioner, 2003 – 2009

Responsibilities included (1) making decisions in approximately 1300 cases each year involving electric and natural gas wholesale markets and interstate transmission, hydroelectric licensees and gas pipeline certificates, oil pipeline rates, electricity reliability, and enforcement; (2) maintaining relations with the U.S. Senate Energy and Natural Resources Committee and the U.S. House Commerce and Energy Committee, including testifying before the committees as required and following legislative developments; (3) maintaining relations with industry and market participants; (4) speaking publicly on energy industry developments and maintaining relations with the press; (5) co-chairing the Smart Grid Collaborative between FERC and the National Association of Regulatory Utility Commissioners; (6) managing the budget and staff of the Office of the Commissioner.

University of New Mexico School of Law, Albuquerque, NM

Professor of Law, 1986 - 2003

Responsibilities included teaching, research, publication, and service.

Teaching: Taught Energy Law, Public Utility Regulation, Legislative Process and Administrative Law, and Administrative Practice. Served as Editor-in-Chief, Natural Resources Journal (1995-2000) (responsibilities included managing all aspects of the publication of four volumes of the Journal each year, its budget and administrative staff, and supervising the student editorial staff). Was the Lewis & Clark Law School Distinguished Visitor (1998) and was awarded the Susan and Ronald Friedman Faculty Excellence in Teaching Award (1995-96) and the Keleher & McLeod Professor of Law Award (1997-99).

Research and Publication: Summary of publications available.

Service: Served as UNM “Beyond the Headlines” Current Events Lecturer (1992); Organized a Conference on Campaigns, Redistricting and Elections (2001); a Symposium on the Electric Industry (1996) (with Reddy Corp. International); and a Symposium on Oil and Gas Law (with support from Rocky Mountain Mineral Law Foundation) (1996). Other professional activities summarized at the end.

Staff of U.S. Senator Jeff Bingaman, Washington, DC

Detail to the U.S. Senate Energy and Natural Resources Committee, 1999 (on leave from U. of NM)

Contributed to development of energy and hydroelectric licensing legislation.

California Independent System Operator, Folsom, CA

Regulatory Counsel, 2000 (on leave from U. of NM)

CAISO operates much of California’s transmission grid and dispatches interconnected generation, which was coordinated with the California Power Exchange until 2001. Responsible for learning and understanding the ISO’s protocols and tariff provisions so as to be able to answer day-to-day legal questions. Worked on the regulatory proceeding involving the 70 unresolved issues remaining from the FERC’s conditional certification of the ISO.

Modrall, Sperling, Roehl, Harris & Sisk, Albuquerque, NM

Attorney, 2001 - 2003 (on leave from U. of NM)

Responsibilities included creating and heading up the firm’s public utility practice. Clients included independent power producers, water utilities, a local gas distribution company, and NM State University in its capacity as a large electricity customer.

Suede G. Kelly, Attorney-at-Law, Albuquerque, NM

Attorney, 1986 - 2001

Managed a part-time practice in federal and state energy and public utility law, representing private and publicly-owned clients in transactions, legislation, rulemakings and litigation concerning electric, gas and water utility certification, rates and service; electricity assets siting, financing, acquisitions and mergers; electric and gas industry restructuring; and doing business with electric and gas utilities.

New Mexico Public Service Commission, Santa Fe, NM

Chairwoman, 1984 - 1986.

Commissioner, 1983 - 1984.

Responsibilities included regulation of the state's electric, gas and water utilities; management of the agency, its budget and staff; and maintaining relations with the State Legislature, the Governor's Office, the industry, and the public.

New Mexico Office of the Attorney General, Santa Fe, NM

Attorney, Public Utilities Division, 1982 - 1983

Managed cases being litigated in New Mexico state courts and cases before the NM Public Service Commission.

Luebben, Hughes & Kelly, Albuquerque, NM

Partner, 1978-1982

Managed a private law practice, representing clients in state and federal litigation and regulatory agency practice in utility, natural resources, energy and Indian law.

University of New Mexico Graduate School of Public Administration, Albuquerque, NM

Adjunct Faculty, 1979 - 1982

Taught Administrative Law.

Natural Resources Defense Council, Inc., Washington, DC

Attorney, 1977 - 1978

Law Clerk, 1975

Managed a case load involving environmental litigation in the federal courts, federal agency proceedings and federal legislative developments.

Ruckelshaus, Beveridge, Fairbanks & Diamond, Washington, DC

Associate Attorney, 1976 - 1977

Worked on cases in federal litigation, federal and state agency proceedings, and helped to advise clients regarding legislation. Matters involved environmental, commercial and constitutional law.

U.S. Environmental Protection Agency, Washington, DC

Law Clerk, 1974

Provided research regarding the Federal Water Pollution Control Amendments of 1972 and federal clean water policy.

EDUCATION

Cornell Law School, J.D., *cum laude*, 1976.

Cornell Law Scholarship; Delaware School Foundation Scholarship; International Law Journal Staff; Director, Cornell Legal Aid (responsible for managing the case load of the Family Division and supervising its student attorneys).

University of Rochester, B.A. in Chemistry, *With Distinction*, 1973.

Bausch & Lomb Science Award and Scholarship; President, University Women's Residence Assistants (responsible for managing women's residential assistance program and supervising the residence assistants).

PUBLICATIONS SINCE 2005

CREATING A REGULATORY FRAMEWORK FOR DEMAND-SIDE INVESTMENT EQUIVALENT TO GENERATION & GRID INVESTMENTS (Akin Gump 2014), <http://cdn.akingump.com/images/content/3/0/v2/30870/ADSM-Regulatory-Equivalent-White-Paper-July-2014-FINAL.pdf> (co-authored with J. Porter Wiseman).

Navigating the FERC Enforcement Process, in *INSIDE THE MINDS: COMPLYING WITH ENERGY AND NATURAL RESOURCES REGULATIONS 7* (Thomson Reuters 2014) (co-authored with Julia E. Sullivan).

Regulatory Uncertainty Remains in Energy Markets, 250 N.Y. L.J. 9 (2013) (co-authored with Julia E. Sullivan and Steven F. Reich).

Getting Gas to the People: Federal Energy Regulatory Commission's Permitting Process for Pipeline Infrastructure, in *BEYOND THE FRACKING WARS: A GUIDE FOR LAWYERS, PUBLIC OFFICIALS, PLANNERS, AND CITIZENS 81* (Erica L. Powers & Beth E. Kinne, eds., 2013) (co-authored with Vera C. Neinst).

Key Legal Issues Facing the Administration in 2013: Environment, Energy and Natural Resources, 43 ENV'T L. REP. 10395 (2013) (co-authored with John Cruden, Scott Fulton, and William H. Meadows).

Integrating LNG into the U.S. Energy Supply, 2 TEX. J. OIL, GAS & ENERGY L. 1 (2007).

Subdelegation Doctrine and the Application of Reference Prices in Mitigating Market Power, 26 ENERGY L.J. 297 (2005) (co-authored with Maria F. Vouras and Jennifer S. Amerkhail).

Address to the Environmental Regulation, Energy, and Market Entry Symposium, 15 DUKE ENVTL. L. & POL'Y F. 251 (2005).

SWORN TESTIMONY

BP Pipelines (Alaska) Inc. v. State of Alaska, No. 3AN-06-08446 CI (Alaska Super. Ct. 3d Jud. Dist. 2011)

In the Matter of the Merger of Exelon Corporation and Pepco Holdings, Inc., No. 9361 (Public Service Commission of the State of Maryland 2015).

PROFESSIONAL ACTIVITIES

Rocky Mountain Mineral Law Foundation, Trustee (1988 – 1993, 2015 - Present).

Member, Environmental Law Institute Leadership Council (2015 – Present).

Member, Dean's Advisory Council, Hajim School of Engineering, University of Rochester, Rochester, NY (2012 – Present).

Member, Advisory Board, The Perfect Power Institute, Chicago, IL (2011 – 2015).

Board Member, Charitable Foundation of the Energy Bar Association (2010 - 2013).

Member, Advisory Board, Gridquant, Columbus, OH (2013).

Member, Smart Grid Advisory Committee, National Institute of Standards and Technology (2010 - 2013).

Council Member, American Bar Association, Section of Administrative Law and Regulatory Practice (2010 - 2012).

Advisory Council, Women's Council on Energy and Environment, Washington, DC (2008 – 2012; Chair 2010 - 2012).

Council Member, American Bar Association, Section of Environment, Energy and Resources (2000 - 2003).

New Mexico Women's Bar Association (1991 - 2003).

Barrister, H. Vearle Payne American Inn of Court (1995 - 2003).

Board Member, Santa Fe Diocese Foundation (1999 - 2003).

Founding Board Member, Albuquerque Open Space Alliance (1996 - 1999).

N.M. Legislative Task Force on Management of the Middle Rio Grande Bosque (1993 - 1994).

American Association of Law Schools, Chair of the Executive Committee of the Legislation Section (1994 - 1995).

Border Research Institute of New Mexico State University, Member of the Advisory Committee on its studies (1992 - 1993).

The National Regulatory Research Institute, Ohio State University, Member of the Research Advisory Committee to the Board (1988 - 1992).

Board Member, New Mexico Bar Association, Natural Resources Section (1987 - 1992)

U.S. Consumer Product Safety Commission, Chair of its Advisory Council (1980 - 1981); Member (1979-1981).

U.S. National Air Quality Commission-Four Corners Region Study, Member of Advisory Committee (1979 - 1981).

N.M. Legislative Task Force, Federal Lands Action Group, (1979 - 1981).

Washington D.C. Council of Lawyers, Executive Board Member (1977 - 1978).

Member of the Bars of New Mexico and the District of Columbia; of the U.S. Courts of Appeal for the District of Columbia, 9th and 10th Circuits; and of the U.S. District Courts for the District of Columbia and New Mexico.