



THOMAS C. TRAUGER
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- EDUCATION:** **Harvard Law School**, JD, 1977
Cambridge, MA
- University of Cologne**, 1972-74
Germany
Energy Economics Department: independent research
- Washington University**, BS, 1972
St. Louis, MO
Electrical Engineering
- Washington University**, AB, 1972
St. Louis, MO
Economics
- University of Colorado**, 1970-71
Boulder, CO

- BAR ADMISSIONS:** District of Columbia
- United States Courts of Appeals for the District of Columbia, Sixth and Ninth Circuits
- United States District Court, District of Columbia

LEGAL EXPERIENCE: Partner, Spiegel & McDiarmid. More than twenty-five years of practice specializing in energy, electric restructuring, regulatory policy, ratemaking and antitrust issues, primarily in the electric utility industry. Responsible for all stages of litigation, including investigation, discovery, trial and appellate advocacy, as well as negotiations and alternative dispute resolution procedures. Representative experience includes:

South Dakota Public Utilities Commission and Montana Consumer Counsel: Monitor federal regulatory filings and developments and litigation and negotiations concerning natural gas pipeline rates, market-based electric rate authority, and proposed merger/acquisition.

Indiana Municipal Power Agency: Extensive representation in numerous negotiations, mediation, arbitration, and administrative and appellate proceedings affecting power supply costs, transmission ownership and access rights, and related power supply contract issues.

Kentucky Municipals: Representation of municipal customers of Kentucky Utilities Company and preference customers of the Southeastern Power Administration in transmission tariff and wholesale ratemaking proceedings, electric restructuring, and related negotiations and legislative activities.

City and County of San Francisco: Intensive negotiations with Pacific Gas & Electric Company to amend decades-old contract to reflect California restructuring.

Owensboro Municipal Utilities, Owensboro, KY: Representation in litigation in federal district court and before FERC involving contract rights of OMU as owner of electric generation resources.

West Plains Electric Cooperative, Dickinson, ND: Representation of distribution cooperative in federal district court, arbitration and mediation proceedings involving contract and membership rights and transmission rate issues.

TVA Noticing Distributors Group, KY and TN: Representation of municipal and cooperative customers/distributors of Tennessee Valley Authority in Kentucky and Tennessee in litigation, negotiations and legislative activities regarding rights to transmission and interconnection services and alternative power supply arrangements.

Southern Minnesota Municipal Power Agency: Representation in merger proceedings before FERC and related proceedings.

Michigan Municipal Cooperative Group: Litigation before FERC, appellate courts and other agencies and courts, and related legislative actions, on behalf of a state-wide group of municipals and cooperatives to obtain improved transmission access, power supply and wholesale power rights. Included extensive litigation on the Qualifying Facilities status of the Midland Cogeneration Venture project under the Public Utility Regulatory Policies Act of 1978 ("PURPA"). *CMS Midland, Inc.*, 50 F.E.R.C. ¶ 61,098, ¶61,259 (1990), *reh'g denied*, 56 F.E.R.C. ¶ 61,177 (1991), *aff'd sub nom. Michigan Mun. Coop. Group v. FERC*, 990 F.2d 1377 (D.C. Cir.), *cert. denied*, 510 U.S. 990 (1993).

Emerald Public Utility District, Eugene, Oregon: Proceedings before FERC on transmission services and rates, and advice concerning federal aspects of proposed condemnation of hydroelectric facilities.

Centralia, Pennsylvania, Mine Fire: Representation of citizens' group in Centralia, Pennsylvania, suffering from a 25-year-old underground coal mine fire.

OTHER: Member, Energy Bar Association

Member, American Bar Association

Fulbright Scholar to West Germany (1972-1974), Langsdorf Engineering Fellowship (Washington U.), Tau Beta Pi Engineering Honorary Society

PUBLICATIONS & PRESENTATIONS: "EEI Master Agreement: Changes Needed in 'Standard' Power Contracts," The National Rural Electric Cooperative Association (NRECA) G&T Legal Seminar, November 4, 2005.