



Jeffrey M. Bayne

Associate

Jeff Bayne's practice centers on advancing the interests of governmental and other public interest-oriented clients on energy and telecommunications issues.

On energy matters, Jeff advocates for clients' interests in administrative litigation and rulemaking proceedings before the Federal Energy Regulatory Commission (FERC) and state utility commissions. Jeff's practice includes, among other things, addressing changes in energy markets, preventing investor-owned utilities from infringing on wholesale customer rights, assisting clients with Public Utilities Regulatory Policies Act (PURPA) compliance, and advising on hydropower licensing issues.

Jeff's telecommunications work includes advocating for clients before the Federal Communications Commission and federal courts. He is also involved with counseling clients on legislative matters. He has assisted clients in defending "one touch make-ready" policies in federal court and works on behalf of clients to advance the interests of public, educational, and governmental access at the state and federal levels.

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EDUCATION

Harvard Law School, JD, *cum laude*, 2015, Cambridge, MA
Harvard Human Rights Journal

Brown University, AB, *magna cum laude*, 2009, Providence, RI
Political Science and Economics

ADMISSIONS

Maryland

District of Columbia

United States Supreme Court

United States Courts of Appeals
for the District of Columbia,
Second, Fifth, Sixth, Ninth and

Representative Matters

- Represented the District of Columbia Government in a proceeding before the Public Service Commission of the District of Columbia concerning AltaGas's proposed acquisition of Washington Gas. Following an evidentiary hearing, the case was resolved by settlement. *In re the Merger of AltaGas Ltd. & WGL Holdings, Inc.*, Order No. 19396, Formal Case No. 1142 (D.C. Pub. Serv. Comm'n June 29, 2018).
- Represented the City and County of San Francisco in all stages of a FERC proceeding regarding access to wholesale distribution service, including in discovery, hearing, and briefing.

Tenth Circuits

United States District Court for the
District of Columbia

- Assisted joint action agencies in drafting PURPA implementation plans and in successfully obtaining from FERC waivers and terminations of certain obligations under PURPA.
- Drafted a brief supporting the constitutionality of the Consumer Financial Protection Bureau for *amici curiae* group of separation of powers scholars in the D.C. Circuit's en banc rehearing of *PHH Corp. v. Consumer Financial Protection Bureau*, No. 15-1177.
- Represents the National Hispanic Media Coalition in the court challenge seeking to overturn the FCC's "*Restoring Internet Freedom*" rulemaking proceeding, which repealed the FCC's 2015 net neutrality rules.

Noteworthy

Jeff has been recognized as a "Rising Star" in Energy & Natural Resources for 2020 by Super Lawyers.

Resources

- *Client Alert: Elimination of FERC Form 80 and Revisions to Public Notice and Signage Requirements*, by William S. Huang, Katharine M. Mapes, Rebecca J. Baldwin, Jeffrey M. Bayne (January 2019).
- *Decarbonization 2.0: In an Era of Conflicting Jurisdictional Claims, What Stays, What Retires, Who Pays, and Who Decides?*, by Lisa G. Dowden, Jeffrey M. Bayne – "Decarbonization 2.0: In an Era of Conflicting Jurisdictional Claims, What Stays, What Retires, Who Pays, and Who Decides?," by Lisa Dowden, Jessica Bell and Jeff Bayne, American Public Power Association's 2018 Annual Conference (June 19, 2018). (June 2018).
- *Client Alert: FERC Seeks Comments on Hydropower Recreation Rule and Draft Water Conveyance Engineering Guidelines*, by Rebecca J. Baldwin, Jeffrey M. Bayne, William S. Huang, Katharine M. Mapes – Client Alert: FERC Seeks Comments on Hydropower Recreation Rule and Draft Water Conveyance Engineering Guidelines (May 24, 2018). (May 2018).

- *Property Rights as a Way to Protect Local Interests in Hydropower Projects*, by Jeffrey M. Bayne, William S. Huang, Katharine M. Mapes – *Property Rights as a Way to Protect Local Interests in Hydropower Projects*, by William S. Huang, Katharine M. Mapes, and Jeffrey M. Bayne, ABA Section on Environment, Energy, and Resources, Hydro Power Committee Newsletter (Aug. 2016). (August 2016).