



Lisa G. Dowden

Senior Counsel

Highly experienced energy attorney Lisa Dowden has represented municipal and co-op utility clients since 1986, helping community-owned electric providers in California, Louisiana and the Southwest supply affordable, reliable and clean energy to their ratepayers.

She works to help her provider clients operate in an increasingly complex, market-oriented energy environment. That aid includes litigation, contract negotiation, tariff processes, compliance advice and assistance in designing market compliance programs and training, so they can stop bad practices before they start and avoid enforcement entanglements with the Federal Energy Regulatory Commission (FERC) or the Commodity Futures Trading Commission (CFTC).

Lisa has helped utility clients craft their participation in contested dockets, rulemaking proceedings, agency enforcement actions and ISO stakeholder processes, working to create a legal environment in which her small clients can successfully operate.

She has also represented various utility systems in connection with CFTC and EPA rulemakings, advocating responsible recognition of utility needs and operations by market and environmental regulators. She has been recognized as an AV Preeminent-Top Rated Lawyer® for Energy, Environmental and Natural Resources by ALM Media.

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EDUCATION

Harvard Law School, JD, 1986
Cambridge, MA

Washington University, BA, *magna cum laude*, 1983

St. Louis, MO

Classics

Phi Beta Kappa

ADMISSIONS

District of Columbia

United States Courts of Appeals
for the District of Columbia, Ninth
and Federal Circuits

United States District Court for the
District of Columbia

Representative Matters

- Her work for the Northern California Power Agency (NCPA) has included representing it in numerous FERC proceedings that have shaped the California ISO Tariff, working to preserve local control of resources and operations and ensuring adequate compensation for members' contributions to markets.
- Lisa also represented NCPA in important litigation with Pacific Gas &

United States Court of Federal
Claims

Electric (PG&E) over transmission rates and access terms and
conditions before FERC and California federal courts.

MEMBERSHIPS

Energy Bar Association

American Bar Association

- She has worked on contractual and transactional matters for NCPA and other California clients.
- She represented the City and County of San Francisco in appellate proceedings before the District of Columbia Circuit Court on California ISO Tariff-related matters.
- Lisa also represents the California Department of Water Resources (CDWR) in FERC proceedings related to the California ISO Tariff and in contract negotiations with the California ISO and PG&E.

Practice Focus

Helps utility clients across a range of legal and legislative issues. Represents clients in FERC and tariff proceedings. Litigates in federal courts re: transmission rates and other issues. Represents utility systems in Environmental Protection Agency (EPA) rulemaking proceedings.

Resources

- *FERC'S Enforcement Order on GreenHat and Takeaways for Market Participants*, by Lisa G. Dowden, Amanda C. Drennen (March 2022).
- *Blockchain: What Should You Know?*, by Lisa G. Dowden – American Public Power Association Legal & Regulatory Conference (October 2018).
- *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 – American Public Power Association Annual Conference (June 2018).
- *EPA Proposes Design Details for the Clean Power Plan's Clean Energy Incentive Program*, by Lisa G. Dowden – info@spiegelmc (June 2016).
- *CFTC Client Alert: Proposed Amendment to RTO/ISO Exemption*, by

Lisa G. Dowden – info@spiegelmc (May 2016).

- *Client Alert: CFTC Proposed Guidance on Electric Capacity and Gas Peaking Supply Contracts*, by Lisa G. Dowden – info@spiegelmc (April 2016).
- *Client Alert: CFTC Final Rule Eliminates Trade Options Reporting on Form TO*, by Lisa G. Dowden – info@spiegelmc (March 2016).
- *Client Alert: CFTC Staff Provides No-Action Relief from March 1, 2016 Deadline for Form TO Reporting for Otherwise Unreported Trade Options*, by Lisa G. Dowden – info@spiegelmc (February 2016).
- *Client Alert: CFTC Finalizes Recordkeeping Requirements for Certain Transactions*, by Lisa G. Dowden – info@spiegelmc (February 2016).
- *Client Alert: CFTC Finalizes Exemption from Margin Requirements for Uncleared Swaps*, by Lisa G. Dowden – info@spiegelmc (January 2016).
- *Client Alert: Comment Period Opens on the Federal Implementation Plan and Model Trading Rules*, by Lisa G. Dowden – info@spiegelmc (November 2015).
- *EPA Finalizes the Clean Power Plan and Spiegel Launches Considering the Grid, a Blog on Energy and the Environment*, by Lisa G. Dowden – info@spiegelmc (August 2015).
- *CFTC Finalizes a More Permissive Interpretation of Embedded Volumetric Optionality in Forward Contracts*, by Lisa G. Dowden – info@spiegelmc (May 2015).
- *New CFTC Proposed Rule Could Provide Relief from Trade Options Reporting and Recordkeeping Requirements*, by Lisa G. Dowden – info@spiegelmc (May 2015).
- *Delaware Department of Natural Resources v. EPA — Reading the tea leaves for the Clean Power Plan*, by Lisa G. Dowden – info@spiegelmc (May 2015).
- *Alternative Resource Adequacy Mechanisms and Where Capacity*

Markets Go from Here, by Lisa G. Dowden – American Public Power Association Legal Seminar (October 2014).

- *Client Alert: New CFTC Proposed Rule Could Provide Relief from Special Entity*, by Lisa G. Dowden – info@spiegelmc (June 2014).
- *Dodd-Frank and the Energy Industry: Can You Tell Me If This Is a Swap?*, by Lisa G. Dowden – American Public Power Association Legal Seminar (October 2013).
- *Client Alert: CFTC Compliance Update*, by Lisa G. Dowden – info@spiegelmc (April 2013).
- *Client Alert: The New Era of a CFTC-Regulated Energy Industry Begins*, by Lisa G. Dowden – info@spiegelmc (March 2013).
- *Client Alert: CFTC Issues Swap Definition*, by Lisa G. Dowden – info@spiegelmc (August 2012).
- *Client Alert: CFTC Issues Final Rule Defining Swap Dealer and Related Entities*, by Lisa G. Dowden – info@spiegelmc (July 2012).
- *Client Alert: Proposed Amendments to EPA's RICE Rule*, by Lisa G. Dowden – info@spiegelmc (July 2012).
- *Client Alert: Upcoming EPA Compliance Deadlines and Procedures for Requesting Extensions*, by Lisa G. Dowden – info@spiegelmc (July 2012).
- *Final Rules on Recordkeeping and Reporting for Swaps*, by Lisa G. Dowden – info@spiegelmc (June 2012).