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2nd Annual Kentucky Energy Management Conference

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presented by **Frost
Brown Todd** LLC
ATTORNEYS

December 11-12, 2012

Griffin Gate Marriott Resort & Spa – Lexington, Ky.



why attend?

The 2nd Annual Kentucky Energy Management Conference will give you timely information and practical advice to help navigate this challenging terrain. Experts from industry and government will share valuable insights on the forces affecting energy supplies and prices today, including the effects of increasingly stringent government regulations, ever more scarce natural resources and evolving global economic trends. By attending, you will receive a wealth of information to help you achieve your short-term goals of budgeting for energy costs today, as well as insights into the future cost and availability of energy sources such as coal, natural gas, wind, solar and nuclear. You simply can't meet today's energy challenge if you don't understand the problem – we're here to help.

who should attend?

- Facility and energy managers
- Plant operations managers
- Maintenance supervisors
- Managers/purchasers of energy
- Energy aggregators
- Energy engineers
- Plant engineers
- Governmental affairs managers
- Managers from utility companies
- Municipal and rural cooperatives
- Corporate affairs staff energy consultants

expert speakers

keynote speakers

Jim Booth — CEO, Booth Energy

A. Stanley Meiburg, Ph.D. — Deputy Regional Administrator, EPA Region 4

Jonathan S. Miller — Counsel, Frost Brown Todd LLC

Leonard K. Peters — Secretary, Kentucky Energy and Environment Cabinet

Ben Taylor — Director, Great Lakes Region, U.S. Chamber of Commerce

other speakers

Rodney Andrews — Director, University of Kentucky Center for Applied Energy Research

Rusty Ashcraft — Manager of Environmental Affairs, Alliance Coal, LLC

William G. Barr III — Managing Partner, BlackRidge Resource Partners LLC

Dennis Conniff — Member, Frost Brown Todd LLC

Jason Delambre — Director of Energy and Carbon Policy, Midwest Clean Energy Enterprise LLC

Jeff Derouen — Executive Director, Kentucky Public Service Commission

John DeVinney — Senior Project Manager, Perdue Farms, Inc.

Stephanie Febles — Engineer, CMTA Consulting Engineers

James W. Gardner — Vice Chairman, Kentucky Public Service Commission

David Gooch — President, Kentucky Coal Operators and Associates

Representative Jim Gooch — Kentucky General Assembly

Aaron Greenwell — Deputy Executive Director, Kentucky Public Service Commission

Greg Guess — Director, Division of Efficiency and Conservation, Kentucky Department for Energy Development and Independence

Tim Hagerty — Member, Frost Brown Todd LLC

Chad Harpole — Director of Public Affairs, Kentucky Chamber of Commerce

Eric King — Legislative Assistant to Senator Mitch McConnell

Karen Koch — Director Philips Lighting Tax Service

Maria Koetter — Director of Sustainability, Louisville Metro Government

Ann McBrayer — President, Kentucky Eagle

Rob Owen — Business Development, Waste Management, Inc.

Matt Partymiller — Operating Manager, Solar Energy Solutions

Senator Brandon Smith — Kentucky General Assembly (invited)

Sara G. Smith — President, Smith Management Group

Scott R. Smith — Senior Consultant, Smith Management Group

Geoff White — Member, Frost Brown Todd LLC

Samantha Williams — Policy Manager, Midwest Energy Efficiency Alliance

Day One Agenda — Tuesday, December 11

8 a.m.

Registration and continental breakfast

8:30 a.m.

Welcome and Overview

—Tim Hagerty, Member, Frost Brown Todd LLC

8:45 a.m.

Opening Keynote: The EPA Perspective on Current Energy and Environmental Issues and Policies Affecting Kentucky

—A. Stanley Meiburg, Ph.D., Deputy Regional Administrator, EPA Region 4

EPA's Deputy Regional Administrator for the Southeast will provide his agency's perspective on the important energy and environmental issues and policies affecting Kentucky. He will discuss the current goals and regulatory initiatives of the Obama Administration and how they are likely to affect energy prices and availability in Kentucky. Deputy Regional Administrator Meiburg will shed light on the EPA's current priorities and potential future rulemaking trends.

10 a.m.

Stimulating Energy Efficiency in Kentucky – The Action Plan and Beyond

—Greg Guess, Director, Division of Efficiency and Conservation, Kentucky Department for Energy Development and Independence

—Samantha Williams, Policy Manager, Midwest Energy Efficiency Alliance

We will provide an update on the development of Kentucky's Action Plan for Energy Efficiency, which is based on a list of "action items" developed over the last two years in collaboration with diverse energy-related interests across Kentucky. You will be encouraged to actively participate in the discussion and provide feedback on both the opportunities – and the barriers – to building upon Kentucky's existing energy efficiency efforts. Action items that will be discussed include:

- A mechanism to track energy efficiency gains from utility-run efficiency program;
- Expanding current state-run programs, such as Kentucky Home Performance;
- Investing in more robust education of energy efficiency principles and program offerings; and
- Increasing financial incentives for industrial and commercial energy users to invest in energy-saving upgrades.

11 a.m.

What's Going on at the PSC? The Insider's Perspective

—Jeff Derouen, Executive Director, Kentucky Public Service Commission

—James W. Gardner, Vice Chairman, Kentucky Public Service Commission

—Aaron Greenwell, Deputy Executive Director, Kentucky Public Service Commission

In this session we will review the role of the Kentucky Public Service Commission in regulating Kentucky's utilities and balancing the interests of Kentucky's energy producers and consumers in this challenging environment. PSC Vice Chairman Gardner and Derouen and Greenwell will provide insights into the way the PSC conducts its business, the tools available to Kentucky's rate regulators, the current environment in which they are being employed and the ways in which Kentucky businesses can engage in the ratemaking process.

12:15 p.m.

Luncheon: Election 2012 – The Debrief: What Does It Mean for Energy Policy?

—Jonathan S. Miller, Counsel, Frost Brown Todd LLC

—Ben Taylor, Director, Great Lakes Region, U.S. Chamber of Commerce

Coming just a month after the 2012 General Election, at this luncheon presentation we will evaluate the outcome of the election and the potential implications for national and state energy policy. With the Presidency and both Houses of Congress in the balance, and potential significant shifts in the makeup of the Kentucky General Assembly, this year's election has the potential to lead to significant changes in energy policy – or just more of the same. This session will take up that question.

1:30 p.m.

What is "Clean" Energy? Does it Include Fossil Fuels? Can Coal be Part of a "Clean" Economy?

—Rodney Andrews, Director, University of Kentucky Center for Applied Energy Research

Coal has been the target of a concerted national campaign for several years, based in large part on concerns about air emissions associated with coal-fired electricity generation. Yet coal remains an essential part of the Kentucky economy, both for good-paying mining jobs and for the provision of electricity at some of the most competitive rates in the nation. And the nation as a whole remains heavily dependent on coal and other fossil fuels for its basic energy needs. In this session we will examine the question of what constitutes "clean" energy and whether coal has a place in a "clean energy economy." Dr. Andrews will address ongoing efforts to preserve coal's future as an environmentally sound and economically competitive energy option in Kentucky and nationwide, including research into cleaner coal-burning technologies.

2:15 p.m.

Energy Best Practices – Promoting Efficiency and Saving Money; Advanced Technologies; Green Building

—Karen Koch, Director Philips Lighting Tax Service

—Maria Koetter, Director of Sustainability, Louisville Metro Government

—Ann McBrayer, President, Kentucky Eagle

—Rob Owen, Business Development, Waste Management, Inc.

—Geoff White, Member, Frost Brown Todd LLC

Many of the forces affecting energy costs and reliability today are beyond the control of individual businesses – environmental regulations, resource availability, existing infrastructure. But that does not mean that business must bow to the inevitability of unpredictable and uncontrolled energy costs. This session will examine the numerous tools available to Kentucky's businesses to better understand their current energy usage and to identify opportunities for significant savings through energy efficiency, conservation measures, new and emerging technologies, and green building practices. We will focus on practical tips for controlling energy costs and reducing business uncertainty.

3:30 p.m.

Natural Gas and Kentucky – What Is Kentucky's Role in the Era of "Fracking"?

—William G. Barr III, Managing Partner, BlackRidge Resource Partners LLC

As energy demand continues to increase and challenges to the use of coal intensify, the demand for natural gas as an alternative energy source continues to grow. Moreover, the process of hydraulic fracturing ("fracking") is literally flooding the energy market with abundant supplies of inexpensive natural gas. But what does all this mean for Kentucky and for Kentucky business? Does Kentucky have any role to play in the fracking boom? And will natural gas prove to be a reliable, affordable and environmentally sound source of energy in the short- and long-term? This session will examine the benefits of natural gas as a relatively clean energy source, as well as the economic and environmental challenges that it poses.

4:30 p.m.

Day One Adjourns

Day Two Agenda – Wednesday, December 12

8 a.m.

Registration and continental breakfast

8:30 a.m.

The Kentucky Environmental Regulators' Perspective

—Leonard K. Peters, Secretary, Kentucky Energy and Environment Cabinet

The leader of Kentucky's efforts to promote a 21st century energy economy will survey the Commonwealth's current energy landscape and what it means for Kentucky business. In this presentation we will describe Kentucky's current energy portfolio and ongoing efforts to implement the Governor's energy plan, which seeks to enhance Kentucky's economic competitiveness through smart energy policies and targeted investment in energy research.

9:15 a.m.

State and Federal Legislative Update: Can We Expect Anything Meaningful Out of Frankfort or Washington, D.C.?

—David Gooch, President, Kentucky Coal Operators and Associates

—Chad Harpole, Director of Public Affairs, Kentucky Chamber of Commerce

—Eric King, Legislative Assistant to Senator Mitch McConnell

Two legislative experts will share their insights and observations on the legislative landscape in Frankfort and Washington and what Kentucky business can expect on the energy horizon. Much verbal energy has been given to concepts of energy independence and environmental sustainability in recent sessions and in the recent electoral debates. But some question whether much has actually happened within the legislative halls. In this session we will explore the legislative developments of the recent past, current trends and what we might expect in the foreseeable future. This discussion will certainly be informed by the outcome of the 2012 election, which threatens to reshape the face of Congress and the White House.

10:15 a.m.

Regulatory Update – Recent Court Decisions and Agency Rulemaking (and Why You Should Care)

—Rusty Ashcraft, Manager of Environmental Affairs, Alliance Coal, LLC

—Dennis Conniff, Member, Frost Brown Todd LLC

—Scott R. Smith, Senior Consultant, Smith Management Group

—Moderator: Tim Hagerty, Member, Frost Brown Todd LLC

Countless new and proposed federal environmental regulations have made the nation's energy outlook cloudy, to say the least. This session will examine the current regulatory landscape in Kentucky and explain how the complex web of air, water and waste initia-

tives are likely to affect the Commonwealth's energy markets – including the cost and reliability of energy supplies. Our panelists will help you make sense of this confusing landscape and allow you to better understand and predict future trends that will affect your business plans.

- Regulatory trends and pending rulemaking
- Coal mining – Clean Water Act, SMCRA
- Electricity generation – Air, Coal Ash
- Greenhouse Gas and Climate Change

11:15 a.m.

Renewable Energy Projects in Kentucky – A Report from the Field

—Jason Delambre, Director of Energy and Carbon Policy, Midwest Clean Energy Enterprise LLC

—John DeVinney, Senior Project Manager, Perdue Farms, Inc.

—Stephanie Febles, Engineer, CMTA Consulting Engineers

—Matt Partymiller, Operating Manager, Solar Energy Solutions

—Moderator: Sara G. Smith, President, Smith Management Group

What's really going on with renewable energy in Kentucky? Those who are knee deep in solar, wind and biogas energy production will tell us. As we learn about these operating projects, we will hear about the bumps in the road, roadblocks and opportunities you will run into in developing a renewable energy project. Projects to be explored will include Midwest Clean Energy Enterprise's recently installed TurboMill generators; Perdue Farms' successful biogas project using anaerobic digestion to produce gas, electricity and heat; Solar Energy Solutions' solar installations and improvements in the economics of this technology; and renewable projects from the engineering perspective. This panel will be moderated by Sara Smith, who has extensive experience permitting, developing and siting energy projects of all types.

12:15 p.m.

Lunch: Exporting Energy – Kentucky's Natural Resources Meeting the World's Energy Demands

—Jim Booth, CEO, Booth Energy

In an increasingly interconnected world, Kentucky's natural resources are no longer just supplying the needs of Kentucky's energy users. Rapid economic and population growth in areas such as China and India has led to dramatic increases in energy demands. And as those nations look abroad to supply their basic energy needs, Kentucky coal has a role to play. Booth will discuss recent efforts by Kentucky's natural resource industry to reach out to foreign markets and promising transactions in the pipeline to supply those growing energy needs.

1:45 p.m.

Electric Rates and Economic Competitiveness: How Do We Keep Kentucky Competitive?

—Jared Carpenter, newly appointed Senate Energy and Environment Committee Chairman

—Representative Jim Gooch, Kentucky General Assembly

—Senator Brandon Smith, Kentucky General Assembly

—David Samford, Attorney at Law, Goss Samford, PLLC

A recent study commissioned by the Kentucky General Assembly examined what can or cannot be done to address the concerns of Kentucky's aluminum smelters, who are facing increasing energy costs at the same time that worldwide aluminum prices are depressed. The so-called "smelter study" – known officially as "Energy Rate Impacts on Kentucky Industry" – raises questions not just about how Kentucky can support a regionally important industry like the aluminum smelters, but also about how Kentucky should address economic challenges faced by other businesses in a time of increasing energy costs and uncertainty. We will discuss what the Smelter Study did – and did not – find, and what the entire exercise may mean for Kentucky's long-term business retention and attraction policies and strategy.

2:45 p.m.

Wrap-up and Final Observations

—Tim Hagerty, Member, Frost Brown Todd LLC

3 p.m.

2nd Annual Kentucky Energy Management Conference Adjourns

Register 2nd Annual Kentucky Energy Management Conference

registration fees

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Kentucky Chamber
464 Chenault Road
Frankfort, Ky. 40601

web

www.kychamber.com

location and lodging

December 11-12, 2012 (80867)

Griffin Gate Marriott Resort & Spa

1800 Newtown Pike

Lexington, Ky. 40511

Tel: 859-231-5100

Room Rate: \$119*

Cutoff Date: November 26, 2012

**The advertised Kentucky Chamber room rate cannot be guaranteed after the cutoff date.*

When contacting hotel for lodging, please specify that you are with the Kentucky Chamber of Commerce's 2nd Annual Kentucky Energy Management Conference to receive the discounted rate.

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