

RENEWABLE ENERGY PRACTICE

FOCUSED ON UTILITY-SCALE SOLAR DEVELOPMENT

As an established renewable energy practice with a focus on utility-scale solar development, we represent developers and parties seeking lending and investing in renewable energy projects. Our attorneys have experience across the range of transactional matters to develop these projects. This includes permitting (local, state, and federal), real estate, engineering, procurement and construction contracting, acquisitions, divestiture, project finance, debt transactions, and tax credit transactions. We combine our industry expertise with knowledge in multiple areas of law to advise energy clients on matters including:

- Energy generation, transmission and distribution
 - Facilities development, construction, safety and operations
 - Financing and taxation
 - State and federal incentive programs
 - Public policy and government relations
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- Environmental and land use matters, including air permitting and waste-energy issues

- Coal and gas supply contracts
- Labor and employment matters
- Litigation and alternative dispute resolution

REPRESENTATIVE MATTERS

Cypress Creek Renewables

Cypress Creek Renewables is based out of Santa Monica, California, and specializes in the nationwide construction and operation of utility-scale solar energy generation facilities. Specific work performed by Ball Janik includes all entitlements and permitting, real estate tasks that vary by project (some projects are on ground leases, others involve land purchased), tax advice, local opinions supporting construction financing and permanent tax credit financing, and resolution of disputes.

D. E. Shaw Renewable Investments

The D. E. Shaw group is a global investment and technology development firm which has invested in over two dozen solar and wind projects. Our representation of D. E. Shaw Renewable Investments has included performing real estate and permitting due diligence, corporate and lending transactions, and resolution of title issues for purchase of a utility scale solar facility.

BRNG Renewables

BNRG Renewables is an international developer, constructor and owner/ operator of solar projects based in Dublin, Ireland. Ball Janik advises BNRG on all real estate and permitting issues with their United States portfolio, comprised of 10 utility-scale solar projects in Oregon. The portfolio includes approximately 125 acres of solar facilities with nameplate generation of approximately 35 MW. Currently, seven of these projects are operational. The balance of the projects are under contract to a purchaser that will begin construction in 2020. Specific work performed by Ball Janik includes entitlements and permitting, real estate advice, tax advice, advice and opinions supporting construction financing and permanent tax credit financing, and resolution of disputes.

Various Solar Developers

Ball Janik has represented, and continues to represent, multiple solar project developers throughout Oregon that operate a portfolio of large, utility-scale solar projects. The scope of our representation includes projects that have been bundled and sold, and some that are constructed and in predevelopment, where we have handled entitlements and permitting, real estate, negotiation of portfolio bundling and sale transactions, and resolution of disputes.