

# WILLIAMS MULLEN

## SOLAR & ENERGY STORAGE



**5+GW  
SOLAR  
DEVELOPMENT  
PROJECTS**

Williams Mullen represents clients on the development, construction and operation of utility-scale and distributed generation (DG) solar projects, solar + storage projects and standalone energy storage systems throughout the U.S.

Our Solar and Energy Storage team assists developers, investors and other clients in practically all aspects of solar and energy storage project development, including real estate, land use, energy (regulation, interconnection and power sales), financing, tax, environmental, construction and corporate law. Through our team's understanding of the legal, financial and other aspects of solar, solar + storage and standalone storage projects, our ultimate goal is to assist clients in expediting project delivery, mitigating risk and maximizing return.

We offer clients a full-service team to assist with taking a project from development to commercial operation, and all aspects in between. Our comprehensive team of attorneys includes members of the firm's Real Estate, Land Use, Energy, Construction, Government Relations, Environmental, Tax, and Corporate practice groups. Whatever type of solar or storage project you are developing, our team can add value to your project by identifying potential legal issues and risk and offering practical results-oriented solutions.

### REAL ESTATE & LAND USE

- > Real estate contracting, including options to purchase or lease, easements, leases and property acquisitions
- > Land use, siting and permitting approvals and permits

### ENVIRONMENTAL

- > Environmental compliance, auditing and counseling
- > Permitting and enforcement
- > Environmental impact reviews

### GOVERNMENT RELATIONS

- > State and Local – Virginia and North Carolina

### PROJECT FINANCING

- > Equity funding, senior debt and mezzanine financing
- > Non-recourse project financing

### ENERGY REGULATION

- > Federal and state energy regulatory compliance and approvals
- > Certificate of Public Convenience and Necessity (CPCN)
- > Permit-by-Rule (PBR)
- > Qualifying Facility (QF) certification
- > Regional Transmission Organization (RTO) regulations

### TAXES & INCENTIVES

- > Counseling and structuring of federal and state incentives
- > Tax rebates, credits and other incentives, including Investment Tax Credit
- > Local property tax assessments, exemptions and credits

### PROJECT PURCHASE & SALE (M&A)

- > Due Diligence
- > Term Sheets/Letters of Intent
- > Asset Purchase Agreements (APAs)
- > Membership Interest Purchase Agreements (MIPAs)

### PROJECT DEVELOPMENT & CONSTRUCTION

- > Engineering, Procurement and Construction (EPC) Agreements
- > Power Purchase Agreements (PPAs)
- > Interconnection requirements and agreements
- > Operation and Maintenance (O&M) Agreements
- > Construction contracts and disputes



## Our Solar Energy team has represented clients on more than 5 GW of solar development projects throughout the U.S. Representative matters include:

- > **Virginia Clean Economy Act (VCEA).** Advised clients on the Virginia Clean Economy Act (VCEA) and new solar laws in Virginia, including implementation of the shared (community) solar program, energy storage, mandatory renewable portfolio standard (RPS), and Dominion and Appalachian Power renewable energy and energy storage targets and request for proposals.
- > **Land Use.** Represented developers on land use and zoning matters involving utility-scale solar projects, including drafting and negotiating solar siting agreements with host localities.
- > **Real Estate.** Represented developers and landowners on solar options, leases and property purchases in MD, NC, SC, TX and VA.
- > **Purchase/Sale.** Represented developers on the purchase and sale of over 45 solar projects located in GA, IL, NC, TX and VA.
- > **Interconnection.** Represented developers on interconnection issues, including PJM New Services Queue and utility issues.
- > **EPC Construction.** Represented developers on the negotiation of EPC agreements for construction of over 45 solar projects.
- > **Government Relations.** Represented developers and solar industry associations on legislative and local government relations matters in Virginia and North Carolina.
- > **Regulatory.** Represented developers on state and federal energy regulatory issues, including matters pertaining to FERC, Virginia State Corporation Commission (SCC), North Carolina Utilities Commission (NCUC) and South Carolina Public Service Commission (SCPSC).
- > **State and Local Tax.** Represented developers on Virginia and North Carolina state and local property tax and other tax issues.
- > **Incentives/Grants.** Advised developers on state tax incentives and grant programs.

Williams Mullen is a full-service law firm with approximately 250+ attorneys in offices across North Carolina, South Carolina and Virginia. Since our firm began in 1909, our goal has been to provide business and legal solutions to help our clients' businesses thrive.

Our clients have peace of mind knowing we are responsive and act with a sense of urgency in today's fast-moving business environment. We are committed to being clear, concise and transparent in our communications. We believe in being fair in the delivery of our services from pricing to scope of work to billing practices. And lastly, we make sure that we bring a team together that is excited to understand you and your business. This is our pledge to all clients.

Together, we work each day on ***Finding Yes***<sup>®</sup>.

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