

## Project Development & Finance

# Partnering With The Industry

Developing and financing energy projects requires astute legal minds, who understand the energy sector, as well as the art of deal making. Kilpatrick Townsend serves clients who develop, invest, or lend in the building, operation, or management of renewable energy projects. Our clients include companies at all stages of development — from large publicly-traded companies developing or investing in multibillion projects to mature mid-market development companies to young innovative companies raising venture capital and private equity.

### Reach

#### **Beyond The Deal**

Our attorneys offer guidance with loan structuring, government loan guarantees, credit monetization (RECs, RINs, and LCFs credits), equity and debt financing, green bank lending, entity structuring, tax equity, capital market fundraising, requests for proposals (RFPs), regulatory and government affairs, project restructuring, tax and environmental incentives, permitting and regulatory compliance, real estate, licensing, intellectual property, EPC and construction, insurance and technology wraps, master limited partnerships, REITs, YieldCos, and much more.

### Approach

#### **Creative Solutions**

Using our advanced expertise in bioenergy, biofuels, renewable chemicals, solar, data centers, energy storage, and commercial and industrial power applications, we have negotiated and structured contracts and agreements, including many of the largest solar power purchase agreements and biofuels feedstock and offtake contracts in the U.S. and worldwide. Our strong track record in creative and government financing has helped numerous clients qualify for federal loans and grants from the U.S. Department of Energy and the U.S. Department of Agriculture, as well as cross-border financing from the U.S. Export-Import Bank, the Overseas Private Investment Corporation, foreign export banks, and multi- and bilateral finance institutions.

## Experience

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Represented coalition of solar project developers in a controversy with a utility company concerning its unilateral implementation of new “circuit stiffness” standards to the interconnection of distributed generation projects in North Carolina.

Secured project financing of a 6000 BBL/D unit to be constructed as part of a larger 330,000 BBL/D natural gas-to-jet fuel manufacturing facility in Texas using a DOE loan guarantee.

Obtained project financing for up to 50 small waste oil refineries in Texas using a U.S. DOE loan guarantee under

a facility plan financing.

Secured project financing for a bio-oil manufacturing facility in Georgia using a U.S. Department of Agriculture loan guarantee.

Acquired and developed approximately seven stranded oil well assets using a U.S. Department of Energy loan guarantees under the agency's facility plan in Kansas and Texas.

Represented a renewable industry advocacy organization in biennial avoided cost proceeding before the North Carolina Utilities Commission.

Represented a solar business in the development and project financing of several solar power projects throughout Appalachia using USDA loan guarantees.

Counsel to an international management, engineering, and development consultancy regarding solar power project financings in the U.S.

Obtained project development and finance using USDA rural utility service loans for 120MW of solar power units in Puerto Rico.

Represented numerous buyers and sellers of renewable energy projects in purchase and sale transactions.

Represent numerous solar developers in development and construction financing utilizing creative financing mechanisms.

## Primary Contacts

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