

Working with Contracts (for Non-Lawyers) & In-Depth PPA Review



Course Overview

Day one of the course is designed for non-lawyers (or junior lawyers or lawyers who are new to working on projects) who want to become more familiar with basic legal terminology and concepts and develop tools for reading, understanding, and working with legal contracts. The class will focus on common drafting flaws and errors, the perils of ignoring “boilerplate” language, and the importance of communicating effectively among lawyers, business teams, and engineers. The instructors will review redlines to discuss how and why documents are revised in negotiations. Attendees will have the opportunity to read sample agreement provisions, identify drafting flaws, and discuss ways to address and resolve those issues to provide you with a better understanding of the intricacies involved with drafting various terms and conditions, as well as to demystify some of the “legalese.”

Day two of the course will focus on power purchase agreements (PPA). After a brief overview of the PPA’s role in the development and financing of a project, the class will discuss the key concepts and points of negotiation in a PPA, such as:

- Sale and Purchase Obligations
- Energy, Environmental Attributes and Capacity Rights
- Incorporation of Energy Storage
- Point of Delivery
- Declaration of Commercial Operation
- Development and Completion Risk
- Curtailment
- Change in Law
- Excusable Delay/Force Majeure
- Delay Damages
- Security

- Dispute Resolution
- Defaults, Cure, Remedies
- Special Purpose Entity protections

The class will review a form of PPA used by SCPPA and read sample provisions and redlines from other PPAs. The class will also review how to avoid common drafting flaws and share real-life examples applying the concepts covered during the course. [Click here](#) to register!

Who Should Attend?

Anyone who works with, manages, negotiates, or reads contracts (including PPAs and related agreements such as purchase options). Anyone who would like a better understanding of how contracts work, how to review and revise contracts, and where to focus attention when negotiating a contract.

Instructors

Leslie Boyle, Stephanie Edinger and Ashley Wald are partners at Holland & Hart LLP. They have worked with SCPPA and its members for more than a decade on numerous projects, leading SCPPA's negotiation of 22 PPAs, multiple O&M contracts and energy exchange agreements, and 7 project acquisitions

Registration Info

Provider: Holland & Hart LLP

Date: Wednesday June 16 - Thursday, June 17, 2021

Time: 8:00 a.m. - 12:00 p.m. Pacific Time

Length: 2 days

Capacity: minimum of 15 attendees to start the class; no maximum

Estimated Enrollment Fee Per Attendee

SCPPA MEMBER RATE: \$400

(NOTE: SCPPA Member's actual cost will be based on the final number of attendees and billed directly to the respective utilities. SCPPA Members do not need to make any payments online.)

NON-MEMBER GOV. AGENCY RATE: \$550