

Committee on Energy and Commerce
U.S. House of Representatives
Witness Disclosure Requirement - "Truth in Testimony"
Required by House Rule XI, Clause 2(g)(5)

1. Your Name: <u>Mark W. Menezes</u>		
2. Your Title: <u>Under Secretary of Energy</u>		
3. The Entity(ies) You are Representing: <u>Dept. of Energy</u>		
4. Are you testifying on behalf of the Federal, or a State or local government entity?	Yes X	No
5. Please list any Federal grants or contracts, or contracts or payments originating with a foreign government, that you or the entity(ies) you represent have received on or after January 1, 2015. Only grants, contracts, or payments related to the subject matter of the hearing must be listed. <u>N/A</u>		
6. Please attach your curriculum vitae to your completed disclosure form.		

Signature:  Date: 3/12/18

Mark W. Menezes

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Employment

April 2016–Present

Vice President, Federal Relations, Berkshire Hathaway Energy Company (wholly-owned intermediate holding company of Berkshire Hathaway, Inc.). Washington, D.C. (Headquarters: Des Moines, Iowa/Omaha, Nebraska)

Represents major energy holding company before federal agencies and Congress. Companies include 2 large interstate natural gas pipelines; 3 electric and gas utilities operating in 11 states in regulated and organized energy markets (Iowa, Illinois, South Dakota, Nebraska, Utah, Wyoming, Idaho, Washington, Oregon, California, Nevada), with coal, nuclear, natural gas and renewable energy generation; an energy trading operation; an unregulated wholesale power company with generation facilities throughout the U.S. and in Asia; and electric transmission companies in the U.S. and Canada. Key agencies include FERC, EPA, Department of Energy, Department of Interior, Fish and Wildlife Service, Bureau of Land Management, U.S. Forestry Service, Treasury, CFTC, SEC, FCC, and Department of Transportation. Coordinates representation before state regulatory commissions.

March 2006–April 2016

Partner, Hunton & Williams LLP, multinational law firm, Washington, D.C. office (19 offices, Headquarters: Richmond, Virginia)

Headed and managed the Regulated Markets and Energy Infrastructure practice group. Represented and advised corporations, utilities, energy companies, and trade associations whose businesses are regulated by the FERC, DOE, EPA, CFTC, SEC, FCC and other Federal and State regulatory bodies.

Frequent guest speaker and lecturer before numerous associations and civic groups, including legal education seminars. Topics included the nation's energy and environmental policies, utility restructuring, telecommunications, ethics, Sarbanes-Oxley Act, merger and acquisition practices, and regulatory and legislative processes. Quoted in the *New York Times*, *Law360*, *Oil and Gas Journal*, *Politico* and interviewed by E&ETV.

- Represented energy companies and States in challenging legal authority and programmatic implementation of EPA's Clean Power Plan. Assisted in drafting comments filed at EPA and briefs filed with D.C. Circuit Court of Appeals and the successful stay request with the U.S. Supreme Court.
- Represented Japan Bank for International Cooperation (JBIC), Nippon Export and Investment Insurance (NEXI), and a group of commercial banks on the regulatory aspects of a \$4.369

billion senior secured project debt finance, letter of credit and working capital facilities to finance the construction and operation of Train 1 of a multi-train natural gas liquefaction and export facilities project to be located on Quintana Island near Freeport, Texas. Transaction recognized as 2014 “Deal of the Year – Americas” by *Project Finance International* (PFI).

- Served as primary author and editor of the national energy plan of the 21st Century Energy Foundation of the U.S. Chamber of Commerce and a report to the Department of Energy on behalf of the National Coal Council recommending policy parity between fossil fuels and renewables.
- Represented utilities before FERC and Congress on issues including interstate transmission and wholesale power sales, policies and compliance, EPA on environmental issues and FCC on policies on pole attachments and spectrum use.
- Represented energy companies and lenders at DOE and FERC in the development, authorization, and siting of LNG facilities and pipelines.
- Represented the Gas Processors Association before FERC, EPA and Congress. Coordinated efforts with oil and gas trade associations.
- Represented energy companies at DOE on funding under the Clean Coal Initiative for carbon capture and storage facilities and for nuclear loan guarantees.
- Established and represented the Working Group of Commercial Energy Firms, comprised of large oil and gas and utility energy trading entities before the CFTC, FERC and SEC on issues arising in the implementation of new regulations of energy commodities under the Dodd–Frank Wall Street Reform and Consumer Protection Act.
- Represented utilities and energy companies on issues on greenhouse gas regulations and climate change proposals. During the 111th Congress, established and represented the Americans for Affordable Climate Policy which advocated for an emissions-based allocation formula designed to create markets for credits generated by fossil fuel industry.
- Represented national energy trade associations, including those with members providing oil and natural gas, electricity, and renewable sources of energy to industrial, commercial and residential consumers.
- Served on Hunton and Williams Renewable Energy Steering Committee and advised companies on the development, permitting and construction of renewable projects, primarily wind and solar.

May 2003–March 2006

Chief Counsel, Energy and Environment, U.S. House of Representatives Committee on Energy and Commerce, Washington, D.C.

Chief negotiator and legislative architect for the House Majority in the enactment of the Energy Policy Act of 2005 which streamlined permitting for natural gas pipelines, LNG facilities and electric transmission lines, repealed the Public Utility Holding Company Act of 1935, reformed the mandatory purchase obligations under the Public Utility Regulatory Policy Act of 1978, exempted hydraulic fracturing from the Safe Drinking Water Act, mandated reliability standards for the bulk power system, among other provisions related to nuclear, coal, oil and gas,

renewables, DOE loan guarantees and energy technology research and development programs. Conducted agency oversight and budget review of FERC, DOE, NRC and EPA. Chief investigator of the U.N.'s Oil for Food Iraq Program. Managed personnel and subject matters of the Subcommittee on Energy and Power and the Subcommittee on Environment and Hazardous Materials.

June 2000–May 2003

Vice President, Associate General Counsel, Public Policy and Governmental Affairs, American Electric Power, Washington, D.C. (Headquarters: Columbus, Ohio)

Represented large, multistate utility with international holdings before federal regulatory agencies and Congress. Managed and coordinated regulatory and legislative personnel and matters in 11 States (Ohio, West Virginia, Virginia, Michigan, Indiana, Kentucky, Tennessee, Texas, Louisiana, Oklahoma, and Arkansas). Represented the company before Congress and at FERC and the SEC on all matters under the Federal Power Act and Public Utility Holding Company Act of 1935. Represented the utility's energy commodity trading group during California energy crisis and subsequent investigations. Participated in the development of the Bush/Cheney Energy Policy Plan.

December 1993–June 2000

Vice President, Governmental Affairs, Central and Southwest Corporation, Washington, D.C. (Headquarters: Dallas, Texas)

Represented multistate utility electric company comprised of 4 operating companies in Texas, Louisiana, Oklahoma and Arkansas before federal regulatory agencies, Congress and state regulatory bodies. Managed federal and state regulatory and governmental affairs budget and personnel. Managed merger with American Electric Company process and regulatory approvals of 5 federal regulatory agencies and 11 state commissions.

January 1991–December 1993

McCamish, Martin and Loeffler LLP, Senior Counsel, Washington, D.C. (Headquarters: San Antonio, Texas)

Represented major corporations before federal regulatory bodies and Congress primarily with Honorable Tom Loeffler, former Member of Congress (R-TX). Clients included Central and Southwest, Citibank, AT&T, USAA, Coastal Energy, Tesoro, National Association of Broadcasters, and Hong Kong Trade Council. Represented the Texas Republican Party before the Department of Justice on its reapportionment plans.

December 1989–December 1990

Staff Counsel (Fellow), U.S. Senate Committee on Commerce, Science and Transportation. Handled maritime and energy-related matters. Assisted in the investigation of the *Valdez* oil spill and staffed the conference of the Oil Pollution Act of 1990.

May 1981–December 1989

Louisiana House of Representatives, Baton Rouge, Louisiana

Assistant Clerk, Committee Counsel to the Louisiana House of Representatives. Served in various capacities beginning as Journal Clerk during the legislative sessions and committee

counsel to appointment by Republican Speaker as Deputy Clerk. Assisted the Clerk as reading clerk, parliamentarian, manager of House Legislative Services budget and personnel, and legal counsel to the House. Served as special counsel to the Louisiana Sentencing Commission and as special counsel to the Committee on Judicial Election Reform.

Law practice, Menezes & Megginson LLP, Baton Rouge, Louisiana

General practice of law including corporate, insurance defense, trial and appellate practice, state and federal courts. Conducted several jury trials. Clerked for State court district judge during capital offense jury trials.

Education

Louisiana State University Law Center, J.D., 1981

Law clerk, Wray & Robinson LLP, Baton Rouge, Louisiana

Louisiana State University, B.A., Political Science, 1978

Oil field hand, Halliburton Services, Harvey, Louisiana, during undergraduate summers.

Freshman Dormitory Resident Manager, Freshman Counsellor, during undergraduate semesters.

Memberships

Bar Admissions: District of Columbia, Texas, Louisiana; various federal district and appellate courts; U.S. Supreme Court

Member, Advisory Council, Louisiana State University Law John P. Laborde Energy Law Center

Member, Board of Directors, Immediate Past President, Congressional Chorus & American Youth Chorus

Former Member, Board of Directors, Energy Markets Research Foundation

Publications

Co-author, "Cybersecurity Standards for Owners of Critical Infrastructure," *The National Law Journal*, December 10, 2012

Co-author, "Reliability: Don't Sweat the Small Stuff," *The Energy Daily*, November 3, 2011

Co-author, "White House Proposes Cybersecurity Legislation," *Bloomberg Technology Law Reporter*, May 31, 2011

Co-author, "Comprehensive Regime, Ambitious Goals in Waxman-Markey," *Executive Counsel*, September/October 2009

Co-author, “Climate Change Legislation Proceeding Slowly,” *Executive Counsel*,
September/October 2008

Co-author, *Louisiana Sentencing Guidelines Manual*, West Publishing Company, 1993, 1994
editions

Awards & Recognition

Listed in Best Lawyers in America 2013–2016

Listed in Corporate Counsel’s Top Lawyers 2006–2011

Listed in Washington Post’s Top Lawyers 2008–2016

Listed in DC Super Lawyers 2012–2016

Named in National Journal’s “Hill 100”—top Congressional staff for work on both energy and
environmental matters.