

# LINDSAY S. SEE

## EXPERIENCE

### FEDERAL ENERGY REGULATORY COMMISSION, Washington, D.C.

- *Commissioner*, sworn in June 28, 2024, to term expiring June 30, 2028

### OFFICE OF THE WEST VIRGINIA ATTORNEY GENERAL, Charleston, WV, 2017–2024

- *Solicitor General*, May 2018–June 2024. *Special Assistant*, August 2017–May 2018.
- As lead appellate litigator for the State of West Virginia, oversaw all appellate litigation involving the State, as well as state constitutional officers and statewide agencies and boards.
- Argued over 30 appeals in federal and state appellate courts, including:
  - *West Virginia v. EPA*, 142 S. Ct. 2587 (2022): On behalf of 19-State coalition, won 6-3 victory holding, under the “major questions” doctrine, that Congress did not delegate power to EPA in Section 111 of the Clean Air Act to impose generation-shifting regime designed to force nationwide shifts in electricity-generation market.
  - *West Virginia v. Beaver*, 248 W. Va. 177 (W. Va. 2022): Defeated challenges under state constitution to West Virginia’s education savings account law that increases school choice options for families across the State.
- Spearheaded numerous multi-state coalitions in federal rulemaking actions and litigation, with particular focus on energy and environmental administrative law matters.
- Advised the West Virginia Attorney General and executive- and legislative-branch clients on significant matters of constitutional law and statutory interpretation.

### GIBSON, DUNN & CRUTCHER LLP, Washington, D.C., 2012–2017

- With focus on administrative law, class actions, and labor and employment law, drafted petitions for review, merits briefs, and amicus briefs across the U.S. courts of appeals, as well as numerous briefs and motions before state appellate courts, state and federal trial courts, and the SEC.
- Analyzed new and potential statutory and regulatory requirements. Gave compliance advice for clients in accounting, securities, and telecommunications industries. Drafted proposed legislation and comment letters in multiple agency proceedings.

### THE HON. THOMAS B. GRIFFITH, U.S. COURT OF APPEALS FOR THE D.C. CIRCUIT

- *Law Clerk*, 2011–2012

## EDUCATION

### HARVARD LAW SCHOOL, Cambridge, MA, J.D., May 2011, *magna cum laude*

- Executive Editor, HARVARD LAW REVIEW
- Boykin C. Wright Memorial Fund Prize/Oralist in Ames Moot Court Final Round

### PATRICK HENRY COLLEGE, Purcellville, VA, B.A. in Government/Political Theory, May 2007, *summa cum laude*

**PROFESSIONAL:** Admitted in West Virginia; District of Columbia (inactive); New York