

CONTACT

pwm@vnf.com

202.298.3721

PRACTICES

Electric

Oil, Gas, & LNG

EDUCATION

Boston College Law School

Dartmouth College

BAR AND COURT ADMISSIONS

District of Columbia Bar

Massachusetts State Bar

PHIL MONE

PARTNER



Professional Background

With over a decade of experience, Phil Mone represents clients in the natural gas pipeline and electric utility industries before the Federal Energy Regulatory Commission (FERC) and federal appellate courts and advises investors in those industries. Phil specializes in representing clients in rate-related litigation before FERC's administrative law judges. Phil also assists natural gas pipeline companies with various rate, tariff, rulemaking proceedings, and confidential investigations. In addition, Phil helps electric public utilities with filings pursuant to sections 205 and 206 of the Federal Power Act with a particular focus on transmission and reactive power rate cases, as well as rulemaking proceedings. Phil also serves as co-coordinator of the firm's Pipeline & LNG practice.

Prior to joining the firm, Phil served as a Trial Attorney at FERC, representing the Office of Administrative Litigation. During his time there he served as lead counsel in a rate investigation pursuant to Section 5 of the Natural Gas Act and as co-counsel in the hearing pursuant to Section 206 of the FPA on electric utility return on equity (ROE) in the landmark Coakley/New England Transmission Owners proceeding.

Outside of his practice, Phil organizes the firm's annual Gifts for the Homeless clothing drive, and his *pro bono* work includes serving as a court-appointed special advocate (CASA) in Washington DC. Phil is also a frequent speaker at pipeline and electric utility industry events, and he also recently served on the board of directors of The Charitable Foundation of the Energy Bar Association (CFEBA).

Outside of work, Phil enjoys spending time with his wife and three kids, gardening, running, and rooting for New England sports teams.

Representative Experience

Select Recent Natural Gas and Oil Matters

- Advised a client regarding FERC jurisdiction over gas liquefaction facilities and transport of LNG via waterborne vessel.
- Advised a natural gas pipeline in preparation for a filing under Section 4 of the Natural Gas Act.
- Litigated a case concerning gas pipeline rates in a Commission-initiated investigation pursuant Section 5 of the Natural Gas Act.
- Co-wrote brief in landmark prudence case concerning the Trans-Alaska Pipeline System (TAPS).
- Litigated a customer-initiated complaint pursuant to the Interstate Commerce Act and the Energy Policy Act of 1992 concerning oil pipeline rates.
- Provided legal memoranda and counseling regarding siting of a major interstate gas pipeline.

Select Recent Electric Matters

- Litigated pursuant to a complaint via Section 206 of the Federal Power Act concerning an RTO-wide ROE for electric transmission utilities.
- Drafted and submitted comments for a CAISO market participant regarding FERC's ISO/RTO Credit Reform rulemaking (Order 741).
- Drafted and submitted comments on behalf of large wholesale transmission customer in FERC's Notice of Inquiry regarding Order No. 679 Transmission Rate Incentives.

- Researched and authored a guide to electric transmission formula rates; presented guide to an audience of energy attorneys and technical experts.
- Co-wrote brief before the Court of Appeals D.C. Circuit on a utility's appeal of a FERC order.
- Drafted and submitted comments for a CAISO market participant regarding FERC's ISO/RTO Credit Reform rulemaking (Order 741).

Government Service

Federal Energy Regulatory Commission

Office of Administrative Litigation, 2012-2014

Articles and Presentations

- VNF Live - Natural Gas Pipelines: How the Biden Administration May Influence the Future of the Industry, 02/23/2021
- Energy Bar Association Energizer: FERC Pass Through Taxation and Income Tax Allowance Recovery Policy Discussion, 01/14/2020
- Energy Bar Association's 2019 Mid-Year Meeting, 10/15/2019
- Energy Bar Association, 01/01/2018

Alerts

- D.C. Circuit Court of Appeals Decision Puts FERC's Revised Method for ROE Determinations in Question, 08/10/2022
- FERC Notice of Inquiry on Reactive Power Capability Compensation Opens Door to Certainty for Reactive Rate Filers, 11/30/2021
- Revised FERC Policy on ROE and Proxy Group Composition May Have Positive Impacts for Pipelines, 05/26/2020
- FERC Proposes Revised Incentive Rate Policies for Electric Transmission Investments, 03/25/2020
- FERC Revises Policy for Evaluating Public Utility Return on Equity, 11/25/2019
- FERC Revisiting its Policy for ROE Determinations and Seeking Comments , 03/22/2019
- FERC Revisiting its ROE Policy for Public Utilities , 03/22/2019
- FERC Announces New Framework for Determining Public Utility ROE, 10/17/2018
- Landmark FERC Order Adopts New Method for ROE Determinations , 10/17/2018
- Supreme Court Addresses Limits on State Authority to Promote New Generation Development, 04/21/2016
- FERC Approves Pipeline Modernization Policy Statement, 04/21/2015