Van Ness Feldman LLP

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CONTACT

bdo@vnf.com

202.298.1983

PRACTICES

Litigation & Investigations

Oil, Gas, & LNG

EDUCATION

Florida State University College of Law

Florida State University

BAR AND COURT ADMISSIONS

District of Columbia Bar

Florida State Bar

U.S. Court of Appeals for the District of Columbia Circuit

U.S. Court of Appeals for the Fourth Circuit

U.S. Court of Appeals for the Fifth Circuit

U.S. Court of Appeals for the Sixth Circuit

U.S. Court of Appeals for the Tenth Circuit

U.S. Court of Appeals for the Eleventh Circuit

U.S. Court of Federal Claims

U.S. Supreme Court

U.S. District Court for the District of Columbia

U.S. Court of Appeals for the Second Circuit

BRIAN D. O'NEILL

SENIOR COUNSEL



Professional Background

Brian O'Neill has practiced in the energy area for more than 35 years. He represents natural gas, oil, and LNG companies, pipelines, and electric utilities on regulatory matters before the Department of Energy, Federal Energy Regulatory Commission (FERC), and federal courts. He also advises clients with respect to corporate and commercial matters and on energy privatization and energy acquisition and supply. He has litigated regulatory proceedings involving complex ratemaking issues, new multimillion-dollar construction projects, and transportation, transmission, and supply contract matters. Mr. O'Neill is a seasoned appellate practitioner having handled numerous cases before the U.S. Circuit Courts of Appeal, primarily the D.C. Circuit.

Recent matters he has handled include the preparation and prosecution of pipeline certificate proceedings at FERC, preparation of precedent and transportation agreements for new pipeline lateral projects, pipeline rate case preparation, regulatory due diligence for an LNG export project and representation of energy clients before the U.S. Circuit Court.

Representative Experience

- Represented a major natural gas pipeline in the preparation of a complicated series of facility abandonment applications at the FERC.
- Advised a natural gas pipeline client in obtaining FERC approval for the abandonment of facilities and their conversion to oil pipeline service.
- Represented several natural gas pipeline clients in obtaining authorizations from FERC for new pipeline expansion projects.
- Prepared precedent agreements and related transportation service agreements for a pipeline client seeking to build new pipeline expansion facilities.
- Represented an LNG client in obtaining regulatory approval from FERC for proposed new facility expansions.
- Represented a natural gas client in successfully resolving an FERC enforcement matter.
- Prepared a rate case filing for a natural gas pipeline client and successfully obtained approval from FERC for transportation rate increase.
- Advised an oil pipeline client regarding some unique FERC rate and tariff matters.
- Represented natural gas pipeline clients in U.S. Circuit Court appeals of FERC orders and authorizations.

Awards and Honors

Legal 500

Energy - Regulatory 2014

Super Lawyers

2009-2025

Legal 500 - Recommended Attorney

Energy - Regulatory, 2014

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Energy Regulation - Oil & Gas, 2020-2021

"Best Lawyers in America" by *Best Lawyers*

Energy Law, 2006-2027
Energy Regulatory Law, 2018-2027
Oil and Gas Law, 2006-2027

Chambers USA

Energy: Oil and Gas (Regulatory and Litigation), 2005-2026

***Legal Times'* "Leading Energy Lawyer in Washington, D.C."**

Articles and Presentations

- Aliso Canyon Storage Leak, ABA's *Infrastructure* Periodical, Vol. 55 Issue 4, 08/01/2016
- Liquified Natural Gas (LNG), Energy Law and Transactions (2016) Chapter 56, 05/01/2016
- AGA FERC Manual: A Guide for Local Distribution Companies (2015-2016), Contributing Author American Gas Association, 2015-2016 Edition, 06/01/2015
- US LNG in the Global Marketplace, ABA's Public Utility, Communications and Transportation Law Newsletter, Vol. 53 Issue 4 pp. 3, 07/01/2014
- Webinar: Shale Gas—Infrastructure, Impacts and Issues, American Bar Association , 04/29/2014
- Gas Law Chapter, ABA's Recent Developments in Public Utility, Communications and Transportation Industries 2014, Peter V. Lacouture, Editor, pp. 287, 01/01/2014
- AGA FERC Manual: A Guide for Local Distribution Companies (2013), Contributing Author American Gas Association, 2013 Edition, 06/01/2013
- AGA FERC Manual: A Guide for Local Distribution Companies (2010), Contributing Author American Gas Association, 2010 Edition, 06/01/2010

Alerts

- DC Circuit Hands Pipelines Roadmaps to Construct Projects over Delays by Local Permitting Agencies, 07/06/2017
- FERC Reaffirms Sanctity of Committed Shipper Contracts and Arm's-Length Bargaining, 02/03/2016
- FERC Issues Long-awaited Remand Order Responding to *Delaware Riverkeeper v. FERC*, 11/20/2015
- FERC Issues "Best Practices" for Natural Gas Industry Outreach to Stakeholders, 07/30/2015
- Shippers Request More Transparency in FERC Form No. 6, 04/22/2015
- Seaway Initial Decision on Remand Spurns FERC Holding on Committed Shipper Rates and Finds them Subject to Modification, 05/12/2014
- Broad Definition of "Substantial Economic Interest" Permits Standing in Shell Pipeline Co. LP, 04/11/2014
- Waiting for DOE Action on LNG Exports, Again, 05/22/2013