



**IS YOUR LAW FIRM PREPARING YOUR BUSINESS FOR THE FUTURE?**

Fraser Milner Casgrain LLP (FMC) is a leading Canadian business law firm with more than 500 lawyers and one of Canada's largest energy practices. With offices in Vancouver, Edmonton, Calgary, Toronto, Ottawa, Montréal and New York, FMC is a national firm with strengths in all of Canada's leading business centres.



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# CANADA'S ENERGY LAW FIRM

## NATIONAL STRENGTH, LOCAL DEPTH

Unlike many national and regional law firms, FMC is the only national law firm with a balanced practice in both Western and Eastern Canada. This makes FMC unique in its ability to service the day-to-day needs of its clients in the renewable energy sector both locally and internationally while allowing us to draw on the strength and depth of its national resources when needed.

## MULTI-DISCIPLINARY WIND POWER EXPERIENCE

From wind power project structuring and financing to development and operation, our lawyers have the expertise required to successfully navigate our clients through the challenges that arise in the various stages of wind power generation projects. Our clients, including public utilities, large independent power producers, commercial and industrial consumers of power, power marketers, financial institutions, institutional and non-traditional investors and financial advisors, value the strength of this firsthand experience.

By calling upon their well-grounded and multi-disciplinary expertise, our lawyers have successfully guided clients through:

- project acquisition and financing
- site acquisitions and land leases
- responses to clean and renewable energy RFPs, and the subsequent development of generation projects underpinned by purchase contracts
- negotiation and preparation of power purchase agreements, interconnection agreements, operation and maintenance agreements, cost recovery agreements, joint venture agreements and standby agreements
- employment and immigration arrangements
- structuring to optimize the tax benefits of a project
- interpretation of and compliance with Provincial energy legislation, guidelines and codes, including those that deal specifically with energy conservation
- environmental assessments and receipt of subsequent permits and licenses
- lobbying and strategic public policy advice

- compliance and regulatory approvals
- negotiations with First Nation organizations

## OUR ENERGY LAWYERS

FMC's lawyers are at the leading edge of issues related to wind energy. It is this industry-centered approach which has made our team unique in its ability to meet clients' needs.

Our team of lawyers is widely recognized for their expertise in the energy and renewable power industry. In 2008, *Chambers & Partners*, a leading international legal directory, ranked FMC as a leading Canadian energy law firm. The rankings, which are based on peer and client review, include commentary about FMC's energy practice:

*"The excellent and impressive energy group at this international firm acts for national and international clients in all oil and gas regulatory, environmental assessment, project finance, infrastructure and tax matters, as well as renewable power issues. It is one of the dominant regulatory firms in Calgary."*

Many of FMC's lawyers have been named as leaders in the energy practice by other publications such as *The 2008 Canadian Legal Expert Directory*, *Expert/American Lawyer Guide to the Leading 500 Lawyers in Canada*, *Who's Who Legal* and the *Martindale-Hubbell Legal Directory*.

For more information about FMC's wind energy practice please contact any of the lawyers listed below:

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At Fraser Milner Casgrain LLP, our lawyers have extensive experience advising and representing project proponents, lending institutions, equipment suppliers and contractors in relation to the design, development, financing, construction and operation of wind energy production facilities.

The following is a list of representative transactions and projects:

Counsel to

**NAIKUN WIND DEVELOPMENT INC.**

in the negotiation and structuring of a 320 MW offshore wind farm located in the waters of Hecate Strait

Counsel to

**ENMAX CORP.**

in connection with the \$16 million acquisition of Kettles Hill Wind Energy Inc. by its subsidiary, ENMAX Green Power Inc.

Counsel to

**EPCOR UTILITIES INC.**

in connection with the acquisition of a 100-200 MW wind power project in northern B.C.

Counsel to

**C-FREE POWER CORP.**

a junior developer of wind and water power projects, in connection with a \$4.2 million equity financing with a large European private equity fund

Counsel to

**THE LENDERS**

in connection with the \$144.3 million project financing of a 99 MW wind farm project in Manitoba

Counsel to

**BORALEX**

in connection with its acquisition of nine windfarms in Southwestern Ontario, including matters relating to land acquisition, permitting, and municipal and zoning issues

Counsel to

**THE LENDERS**

in a \$107.5 million project financing in connection with windfarm projects in Québec (54 MW) and Nova Scotia (30.6 MW)

Counsel to

**WIND POWER INC.**

in connection with the development, joint venturing (with a European wind developer), and sale of a wind power project in southern Alberta

Counsel to

**WINDLAB SYSTEMS PTY LTD.**

an Australian windpower developer, in connection with the development of sites for wind power projects in Alberta

Counsel to

**ENBRIDGE ONTARIO WINDPOWER L.P.**

in connection with EPC contracts relating to its Kingsbridge windpower project in Ontario

Counsel to a

**VANCOUVER-BASED ADVANCED WIND PROJECT**

with an expected capacity of 100 MW in connection with strategic environmental and Aboriginal advice

Counsel to a

**LEADING INDEPENDENT POWER PRODUCER**

in the development of multiple wind farm projects, totalling 900 MW, for submission in Hydro-Québec Distribution's 2,000 MW wind energy RFP

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