



Kathryn F. Penry

Associate

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About Kathryn

Kathryn focuses on transactional and regulatory matters in the energy and infrastructure sectors. Kathryn's practice entails the purchase and sale of renewable assets (including development stage and operating solar, wind, and battery storage projects) and fossil generation assets. She assists clients in various aspects of energy and infrastructure project development, including equipment procurement and supply agreements, build transfer agreements, engineering, procurement, construction agreements and asset management agreements.

Kathryn also advises clients on Federal Energy Regulatory Commission (FERC) regulatory matters, including compliance with the Interstate Commerce Act and Natural Gas Act. Her experience navigating the cross-section between energy-related transactional and regulatory matters uniquely positions her to counsel clients in the full suite of issues arising throughout the life cycle of an energy project.

Prior to joining Bracewell, Kathryn served as a judicial intern at the US District Court for the District of Columbia, a law clerk at the US Department of Justice in the Environment and Natural Resources Division and as a legal intern at the Pipeline and Hazardous Materials Safety Administration.

Recent Notable Matters

TC Energy Corporation — \$1.14 billion divestiture of Portland Natural Gas Transmission System to funds managed by BlackRock and Morgan Stanley Infrastructure Partners

Competitive Power Ventures — acquisition of the Canton Mountain, Saddleback Ridge, Spruce Mountain and Beaver Ridge wind projects in Maine from Patriot Renewables

Sol Systems — minority investment from KKR to scale Sol Systems' Impact + Infrastructure approach and the formation of a strategic partnership with a commitment from KKR of up to \$1 billion to acquire shovel-ready solar development projects

NRG Energy Inc. — \$760 million sale to an affiliate of ArcLight Capital Partners, LLC of its ownership interest in eight fossil generating facilities from its East and West regions totaling approximately 4,850 MWs

Invenergy LLC — build transfer sale, subject to state regulatory approvals, of the Fairbanks solar project, a 250 MW solar energy generating facility to be developed and constructed by Invenergy in Sullivan County, Indiana, to a subsidiary of Northern Indiana Public Service Company, LLC

NRG Energy, Inc. — sale to a subsidiary of Clearway Energy Inc. of its remaining 35 percent ownership interest in the Agua Caliente solar project in Dateland, Arizona

Phillips 66 — formation of Bluewater Texas Terminal LLC, a joint venture with Trafigura Group Pte. Ltd., to develop an offshore deepwater port project in the Port of Corpus Christi

Sol Systems, LLC — joint venture with Capital Dynamics for the formation of Sol Customer Solutions, which will provide large pools of institutional capital direct exposure to the US distributed generation market

TC Energy Corporation — approximately \$1.275 billion sale of US midstream assets held by its subsidiary, Columbia Midstream Group, to a subsidiary of UGI Corporation including regulatory work, jurisdictional analysis and responding to buyer diligence

Education

The George Washington University Law School, J.D.
2018 – *with honors*

College of Charleston, B.A.
2011

Noteworthy

BL Rankings, *Best Lawyers*, Ones to Watch, Energy Law, 2024

The George Washington Law Review, Senior Online Editor

CourtCall Law School Award for Success in Moot Court Competitions, Recipient

Bar Admissions

District of Columbia