Energy and Clean Tech Connections Your Law Firm Link to Industry News





Energy and Clean Tech Connections

April 2010

New recipients: subscribe here.

Follow EnergyCleanTech on builte

In the April edition of *Energy and Clean Tech Connections*, we've gathered recent information from a wide variety of sources in an effort to keep you abreast of what's new in the world of clean energy. We draw your attention to the latest industry developments, news from local governments to Capitol Hill, grant opportunities, and upcoming events. Please note that we have also expanded the reach of our news coverage to include Asia.

This month, the Energy and Clean Technology Practice Group would like to congratulate clients FloDesign Wind Turbine and EnerNOC. On April 8th, Governor Deval Patrick of Massachusetts announced the awarding of \$3 million in grants and loans to FloDesign; the wind turbine developer will use the funds to relocate and expand its Massachusetts headquarters. EnerNOC, meanwhile, has secured a \$10 million contract with the Commonwealth of Massachusetts to implement its energy-use tracking services in state universities and other public buildings.

The Practice Group would also like to congratulate ML Strategies clients Ameresco and Suniva. On April 1st, Ameresco filed paperwork for an initial public offering that will generate the clean energy project developer and consultancy up to \$125 million. Earlier this month, Suniva announced that it has received a \$141 million loan guarantee from the U.S. Department of Energy. The solar manufacturer intends to use the loan to finance a new manufacturing plant in Michigan.

In financing news, earlier this month Deloitte and Cleantech Group released <u>preliminary numbers for clean tech venture funding for first quarter 2010</u>. At \$1.9 billion worldwide, venture financings for clean tech companies were up 83% from the same period a year ago. For more on financing trends to watch in 2010 and beyond, <u>please see our recent article in The Deal Magazine</u>.

In news from Capitol Hill, Senators John Kerry (D-Mass.), Lindsey O. Graham (R-S.C.) and Joseph I. Lieberman (D-Conn.) <u>will announce</u> their compromise climate proposal on April 26th. For the most up-to-date information on the legislation, please <u>click here</u> to find the most recent *ML Strategies Energy and Environment Update*.

We hope that you enjoy this month's edition of the newsletter.

In This Edition

In the News: United States

Thomas R. Burton III Chair Energy and Clean Technology (Boston) (617) 348-3097

TRBurton@mintz.com

Brady Berg Member Corporate (Palo Alto) (650) 251-7758 BBerg@mintz.com

Evan M. Bienstock Corporate (New York) (212) 692-6869 EMBienstock@mintz.com

Travis L. Blais
Tax (Boston)
(617) 348-1684
TLLBlais@mintz.com

Faith L. Charles Member Corporate (New York) (212) 692-6770 FLCharles@mintz.com

Ralph A. Child Member Environmental (Boston) (617) 348-3021 RChild@mintz.com

Tania Rodrigues Cleary Corporate (Boston) (617) 348-4890 TRCleary@mintz.com

Jonathan M. Cosco Real Estate (Boston) (617) 348-4727 JMCosco@mintz.com

Julian Crump Managing Partner, Member In the News: Europe and Asia

Government Financial Assistance

Privately Sourced Financial Grants

Federal and State Happenings

Legal News

Events

In the News: United States

The Heat is On: Financing Trends to Watch in 2010 and Beyond

The Deal Magazine - April 16, 2010

More info...

USPTO's Green Patent Program: Stuck in Neutral

Press Release, Suniva - April 13, 2010

More info...

U.S. Sustainable-Focused Green Bank Raises \$115 Million

New Energy World Network - April 13, 2010

More info...

EnerNOC Wins \$10 Million Contract in Massachusetts

Greentech Media - April 12, 2010

More info...

FloDesign Gets State Aid To Stay, Expand

The Boston Globe – April 9, 2010

More info...

Wind Industry Reports Record Growth in 2009 Greentech Media – April 8, 2010

More info...

Panel Advises against Cape Wind Project

Reuters - April 3, 2010

More info...

U.S. Solar Manufacturer Suniva Gets \$141 Million DOE Loan Guarantee

Clean Edge - April 2, 2010

More info...

Intellectual Property (London) +44 (0) 20 7776 7302 <u>JCrump@mintz.com</u>

Daniel I. DeWolf Member Co-Chair, Venture Capital and Emerging Companies Group Corporate (New York) (212) 692-6223 DDeWolf@mintz.com

Susan L. Foster, Ph.D. Member Corporate (London) +44 (0) 20 7776 7330 SFoster@mintz.com

Jeremy D. Glaser Member Corporate (San Diego) (858) 314-1515 JDGlaser@mintz.com

Jeremy B. Hayden Of Counsel Corporate (San Diego) (858) 314-1524 JBHayden@mintz.com

Irwin M. Heller Member Corporate (Boston) (617) 348-1654 IHeller@mintz.com

Richard A. Kanoff
Of Counsel
Energy Regulatory and
Project Development (Boston)
(617) 348-3070
RAKanoff@mintz.com

Patrick J. Kealy Of Counsel Corporate (Boston) (617) 348-1679 PJKealy@mintz.com

Jonathan L. Kravetz Member Chair, Securities Practice Group Corporate, Securities (Boston) (617) 348-1674 JLKravetz@mintz.com

Carl A. Kukkonen III Member Intellectual Property (San Diego) (858) 314-1535 CAKukkonen@mintz.com

Cynthia J. Larose Member Corporate (Boston) (617) 348-1732 Obama Says Biofuels Critical to U.S. National Security

New Energy World Network - April 1, 2010

More info...

Ameresco Files for \$125 Million Public Stock Offering

Boston Business Journal - April 1, 2010

More info...

Q1 2010 Sees Record Number of Clean-Tech Venture Deals

Clean Edge - April 1, 2010

More info...

Fast-Growing Solar Microverter Maker Enphase Energy Secures \$40 Million in Funding

Clean Edge - March 31, 2010

More info...

EnerNOC Acquisition Number 3: A ZigBee Building System

Greentech Media - March 24, 2010

More info...

UpWind Solutions Announces \$28.8 Million Financing Round for Wind Asset Management Services

Clean Edge - March 17, 2010

More info...

Maine Joins EnerNOC's Network

Greentech Media - March 17, 2010

More info...

RETURN TO TOP

In the News: Europe and Asia

Chinese Solar Company JinkoSolar Amends IPO Filings after Pulling Listing Plans in February

New Energy World Network - April 12, 2010

More info...

CJLarose@mintz.com

David J. Leiter President, ML Strategies, Washington, D.C. ML Strategies (Washington) (202) 434-7346 DJLeiter@mlstrategies.com

Jeffrey A. Moerdler Member Real Estate, Communications, Environmental (New York) (212) 692-6700 JAMoerdler@mintz.com

David L. O'Connor Senior Vice President for Energy and Clean Technology ML Strategies (Boston) (617) 348-4418 DOConnor@mlstrategies.com

Jeffrey R. Porter Member Environmental (Boston) (617) 348-1711 JPorter@mintz.com

Mark J. Riedy Member Corporate (Washington) (202) 434-7474 MJRiedy@mintz.com

Jennifer Sacco Smith Real Estate (Boston) (617) 348-1678 JSaccoSmith@mintz.com

Chuck A. Samuels Member Federal/Energy Efficiency (Washington) (202) 434-7311 CASamuels@mintz.com

Paul J. Scapicchio Senior Vice President of Government Relations ML Strategies (Boston) (617) 348-3031 PJScapicchio@mlstrategies.com

Gabriel Schnitzler Real Estate (Palo Alto) (650) 251-7720

GSchnitzler@mintz.com

Sahir Surmeli Member Corporate (Boston) (617) 348-3013 SSurmeli@mintz.com

Stanley A. Twarog Member Corporate (Boston) Green Giants: LG To Invest \$18 Billion into Green

Greentech Media - April 12, 2010

More info...

Switzerland's Meyer Burger Receives €20 Million Order in Latest of Chinese Solar Wins

New Energy World Network - April 9, 2010

More info...

GDF Suez To Build World's Largest Biomass Plant in Poland

New Energy World Network - April 9, 2010

More info...

Japan's \$1 Billion Smart Grid Trial Signs Up Toyota, Panasonic and Toshiba

New Energy World Network - April 8, 2010

More info...

Orient Green Power May File for IPO within Weeks

New Energy World Network - April 8, 2010

More info...

Landis+Gyr Raises \$165 Million for Global Smart Meter Rollouts

Cleantech - April 7, 2010

More info...

Coda Reaffirms \$394 Million in Chinese Investment

Greentech Media - March 30, 2010

More info...

China Has Record-Setting 2009 in Wind Energy To Become Number One Player

New Energy World Network - March 29, 2010

More info...

GE To Invest \$453 Million in European Offshore Wind

Reuters - March 25, 2010

More info...

Pew: China Overtakes U.S. in Clean Energy Investment

(617) 348-1749 STwarog@mintz.com

Paula J. Valencia-Galbraith Corporate (Boston) (617) 210-6854 PVGalbraith@mintz.com

Michael D. Van Loy, Ph.D. Intellectual Property (San Diego) (858) 314-1559 MDVanLoy@mintz.com

Maureen J. Walsh Director of Federal Government Relations ML Strategies (Washington) (202) 434-7388 MJWalsh@mlstrategies.com

Scott C. White Corporate (San Diego) (858) 314-1511 SCWhite@mintz.com

Peter B. Zlotnick Member Litigation (New York) (212) 692-6887 PBZlotnick@mintz.com

WWW.MINTZ.COM

WWW.MLSTRATEGIES.COM

Cleantech-March 25, 2010

More info...

Intel Capital Invests \$23 Million in Indian Smart Grid

New Energy World Network - March 25, 2010

More info...

Solar-Powered Cell Towers in India To Reduce 5 Million Tons of CO2 Emissions, Save \$1.4 Billion Every Year

Clean Technica - March 24, 2010

More info...

HSBC To Fund Energy Efficiency Projects in India

Cleantech - March 19, 2010

More info...

Asian Genco Raises \$425 Million for Clean Power Portfolio in India

Cleantech - March 17, 2010

More info...

RETURN TO TOP

Government Financial Assistance

Grants

Massachusetts Technology Collaborative Sustainable Energy Economic Development (SEED)

Application Deadline: Rolling

More info...

Massachusetts Technology Collaborative Business Expansion Initiative (BEI)

Application Deadline: Rolling

More info...

Massachusetts Technology Collaborative Large Onsite Renewables Initiative

Application Deadline: Rolling

Massachusetts Green Energy Fund

Application Deadline: Rolling

More info...

Unsolicited Proposals to the Massachusetts Renewable Energy Trust's Industry Investment and Development (II&D) Program

Application Deadline: Rolling

More info...

Focus on Energy Renewable Energy Incentives & Grants

Application Deadline: Rolling

More info...

RETURN TO TOP

Tax Incentives and Rebates

Federal Advanced Energy Manufacturing Tax Credit

More info...

Federal Modified Accelerated Cost Recovery System

More info...

Federal Business Investment Tax Credit

More info...

Federal Renewable Power Production Tax Credit

More info...

Federal Tax Credits for Home Builders

More info...

Federal Tax Deductions for Commercial Buildings

More info...

Self-Generation Incentive Program

More info...

California Property Tax Exclusion for Solar Energy Systems More info...

Massachusetts Alternative Energy and Energy Conservation Patent Deduction (Personal and Corporate)

More info...

Massachusetts Hydropower-Property Tax Exemption

More info...

Massachusetts Local Property Tax Exemption

More info...

Massachusetts Corporate Income Tax Deduction

More info...

Massachusetts Technology Collaborative Commonwealth Wind Incentive Program: Micro Wind

More info...

Massachusetts Technology Collaborative Commonwealth Wind Incentive Program: Community-Scale Wind

More info...

Massachusetts Commonwealth Solar

More info...

RETURN TO TOP

Privately Sourced Financial Grants

The Energy Foundation Grants

More info...

The Renewable Fuels Foundation Grants for Ethanol Production

More info...

The Carbon Trust

Federal and State Happenings

DOE Announces Up to \$10 Million for Solar Energy Education for Local Governments

Press Release, U.S. Department of Energy - April 16, 2010

More info...

U.S. EPA, DOE Announce Changes To Bolster ENERGY STAR Program

Press Release, U.S. Department of Energy - April 14, 2010

More info...

Nebraska Law Allows Private Companies To Export Wind Energy Out of State

New Energy World Network - April 13, 2010

More info...

Senators Prepare Compromise Climate Change Bill

The Washington Post - April 11, 2010

More info...

Obama Administration Announces Nearly \$100 Million for Smart Grid Workforce Training and Development

Press Release, U.S. Department of Energy – April 8, 2010

More info...

Smart Grid Demonstration Project Receives \$178 Million Federal Grant

New Energy World Network - April 8, 2010

More info...

Minnesota Passes PACE Legislation

Sustainable Business News - April 7, 2010

More info...

Tighter MPG, Emission Rules Go on the Books for 2012

Earth2Tech - April 1, 2010

More info...

Department of Energy To Invest Nearly \$18 Million for Advanced Biofuels User Facility

Press Release, U.S. Department of Energy – March 31, 2010

More info...

Carbon Emissions Regulations To Be Phased in from 2011, EPA Says

New Energy World Network - March 30, 2010

More info...

Secretary Chu Announces \$37.5 Million Available for Joint U.S.-Chinese Clean Energy Research

Press Release, U.S. Department of Energy - March 29, 2010

More info...

DOE, DOI and Army Corps of Engineers Sign Memo of Understanding on Hydropower

Press Release, U.S. Department of Energy – March 24, 2010

More info...

Ed Markey Launches Bill To Give Consumers Access to Power Consumption Data

Greentech Media - March 17, 2010

More info...

RETURN TO TOP

Legal News

DOE Releases New Report on Benefits of Recovery Act for Small Businesses

Energy and Clean Technology Advisory, Mintz Levin – April 13, 2010

More info...

Biomass under Attack: When is Carbon Neutral? Energy and Clean Technology Advisory, Mintz Levin – April 13, 2010 More info...

Attention Foreign Entrepreneurs: New StartUp Visa Act of 2010 Introduced in Congress

Immigration Advisory, Mintz Levin – March 3, 2010

More info...

Webinar: Responding to the SEC's New Disclosure Requirements for 2010: Tips and Strategies To Prepare for Proxy Season

Securities Law Webinar, Mintz Levin - March 2, 2010

New SEC Rule Regarding Short Selling—The "Alternative Uptick Rule"

Securities Alert, Mintz Levin -March 2, 2010

More info...

Mintz Levin's Energy and Clean Tech Practice Completed 40 Transactions in 2009

Press Release, Mintz Levin - March 1, 2010

More info...

Promoting Your Brand—and Protecting It—on Social Networking Sites

Trademark Advisory, Mintz Levin – January 27, 2010

More info...

RETURN TO TOP

Events

April

National Hydropower Association Annual Conference

April 26-28, 2010 Capital Hilton Washington, D.C.

More info...

Cleantech Forum Paris

April 26-28, 2010 Le Méridien Etoile Paris, France

More info...

Nordic Green II

April 27-28, 2010 SRI International Menlo Park, California

More info...

Advanced Biofuels Leadership Conference

April 27-28, 2010 Hilton Embassy Row Washington, D.C.

GreenNet 2010

April 29, 2010 Mission Bay Conference Center San Francisco, California

More info...

May

Large Scale Solar Power Legislation, Regulation and Policies Conference

May 3-4, 2010 Parc 55 Hotel San Francisco, California

More info...

Solar Energy Investment and Finance Summit USA

May 5-6, 2010 Parc 55 Hotel San Francisco, California

More info...

Alternative Fuels & Vehicles 2010 Conference and Expo

May 9-12, 2010 The Rio All-Suite Hotel Las Vegas, Nevada

More info...

ASES National Solar Conference 2010

May 17-22, 2010 Phoenix Convention Center Phoenix, Arizona

More info...

The Networked Grid 2010

May 18-19, 2010 Hyatt Grand Champion Resort Indian Wells, California

More info...

Wind Power 2010 Conference and Expo

May 23-26, 2010 Dallas Convention Center Dallas, Texas

June

Renewable Energy World Europe 2010

June 8-10, 2010 RAI Amsterdam, The Netherlands

More info...

Cleantech Focus: Bringing India and China To New England

June 10, 2010 Back Bay Events Center Boston, Massachusetts

More info...

RETURN TO TOP

Boston | London | Los Angeles | New York | Palo Alto | San Diego | Stamford | Washington <u>WWW.mintz.com</u>

Copyright © 2010 Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

This communication may be considered attorney advertising under the rules of some states. The information and materials contained herein have been provided as a service by the law firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.; however, the information and materials do not, and are not intended to, constitute legal advice. Neither transmission nor receipt of such information and materials will create an attorney-client relationship between the sender and receiver. The hiring of an attorney is an important decision that should not be based solely upon advertisements or solicitations. Users are advised not to take, or refrain from taking, any action based upon the information and materials contained herein without consulting legal counsel engaged for a particular matter. Furthermore, prior results do not guarantee a similar outcome.

The distribution list is maintained at Mintz Levin's main office, located at One Financial Center, Boston, Massachusetts 02111. If you no longer wish to receive electronic mailings from the firm, please visit http://www.mintz.com/unsubscribe.cfm to unsubscribe.

0318-0410-NAT-ECT