



Nathan C. Howe

Associate

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OVERVIEW

Nathan Howe is an associate at the firm's Newark office. He is a member of the power practice group, and has represented clients in electric regulatory matters before the Federal Energy Regulatory Commission (FERC), the New Jersey Board of Public Utilities (NJBPU), and other state regulatory agencies, in proceedings such as utility rate filings, mergers, contract disputes, rulemakings, and programs proposed by utilities. He assists clients in all phases of these proceedings, including discovery, settlement, evidentiary hearings, and written submissions, from inception to resolution, as well as appeals.

He also advises clients with respect to renewable project development, including contractual negotiations, regulatory compliance, and available incentives. He acts as regulatory counsel in project financing, merger, acquisition, and divestiture transactions for lenders and borrowers, purchasers and sellers.

PROFESSIONAL BACKGROUND

Prior to joining the firm, Nathan was an associate at a regional New Jersey-based firm, where he was part of the environment and energy practice group. His energy practice involved representing clients before regulatory agencies such as the Federal Energy Regulatory Commission and the New Jersey Board of Public Utilities in rate proceedings and utility-proposed programs, providing regulatory advice, and performing regulatory due diligence.

His environmental practice included representing clients in complex litigation involving cleanup costs and natural resource damages for various hazardous substances and emerging contaminants. He also provided advice concerning environmental and related regulations pertaining to waste disposal, pesticides, and site transfers.

Previously, Nathan also has served as an assistant county prosecutor, handling both bench and jury trials, including high-profile homicide cases, and appeals. His argument before the Appellate Division for removing the inadvertency element of the plain view exception to the warrant requirement was embraced by the New Jersey Supreme Court in a 2016 decision.

Nathan has continued his public service by providing pro bono services to those in need. He has assisted unaccompanied immigrant minors reunite with their parents by obtaining Special Immigrant Juvenile Status, and reformed criminal offenders obtain a clean state through New Jersey's expungement program. He also has been

assigned as counsel by the U.S. District Court of New Jersey to represent a habeas corpus petitioner in a matter involving mental competency.

ACHIEVEMENTS

- Honored as Attorney of the Week and Attorney of the Month by Volunteer Lawyers for Justice
- First-place winner of The Environmental Law Institute's National Writing Competition in 2010 for his article titled *The Political Question Doctrine's Role in Climate Change Nuisance Litigation: Are Power Utilities the First of Many Casualties?*, 40 *Env'tl. L. Rep. News & Analysis* 11229 (2010)

PROFESSIONAL / CIVIC ACTIVITIES

- Energy Bar Association, Northeast Chapter - Member, Board of Directors
- New Jersey State Bar Association - Public Utility Law Section

EDUCATION

- J.D., Washington and Lee University School of Law, 2011 (*cum laude*)
- B.S., George Washington University, 2006 (*cum laude*)

ADMISSIONS

- Bar of New Jersey
- Bar of New York

THOUGHT LEADERSHIP POWERED BY HUB

- 13 May 2021, *The Energizer* – Volume 89 (*Alerts/Updates*)
- 22 April 2021, *The Energizer* – Volume 88 (*Alerts/Updates*)
- 22 March 2021, *The Energizer* – Volume 86 (*Alerts/Updates*)
- 9 March 2021, *The Energizer* – Volume 85 (*Alerts/Updates*)
- 22 February 2021, *The Energizer* – Volume 84 (*Alerts/Updates*)
- 5 February 2021, *The Energizer* – Volume 83 (*Alerts/Updates*)

OTHER PUBLICATIONS

- *Policy Can Foster Community-Based Energy Markets*, Environmental Law Institute, *The Environmental Forum*, ELI Golden Anniversary Issue, Nov-Dec 2019

- *California Energy Storage Initiatives: Surfing the Storage Wave*; ABA Section of Environment, Energy, and Resources, *Natural Resources & Environment*, Vol. 34 No. 1 (August 2019)
- *CERCLA Cost Recovery, Contribution and a Primer on Natural Resource Damages Law: Regulation, Litigation and Basic Economic Principles* (Book Chapter), ABA Section of Environment, Energy, and Resources, *ENVIRONMENTAL LITIGATION: LAW AND STRATEGY*, Second Edition, July 2019
- *The March Toward Utility-Scale Energy Storage Keeps Going and Going and Going: States Are Forming Ranks*, *Corporate Counsel Business Journal*, April 2018
- *The Political Question Doctrine's Role in Climate Change Nuisance Litigation: Are Power Utilities the First of Many Casualties?*, 40 ENVTL. L. REP. NEWS & ANALYSIS 11229 (2010)

AREAS OF FOCUS

- Power