

Carlos J. Fernández-Lugo

Capital Member and Chair, Environmental, Energy & Land Use Practice Group,
McConnell Valdés, LLC
Member, Policy Committee
Member, Retail Industry Practice Team

Education

B.S., *Magna Cum Laude*, University of Puerto Rico
J.D., *Summa Cum Laude*, Pontifical Catholic University of Puerto Rico School
of Law

Bar Admissions

Commonwealth of Puerto Rico
U.S. District Court District of Puerto Rico
U.S. Court of Appeals 1st Circuit

Memberships

Puerto Rico Bar Association
Federal Bar Association
American Bar Association, Environmental Section
American Bar Association, Energy and Natural Resources Sections
American Bar Association, Litigation Section

Mr. Fernández-Lugo represents clients before local and federal agencies with jurisdiction over environmental, energy and land use matters, such as the U.S. Environmental Protection Agency, the U.S. Army Corps of Engineers, the Environmental Quality Board, the Department of Natural and Environmental Resources, the Solid Waste Authority, the Puerto Rico Electric Power Authority, the Energy Affairs Administration, the Puerto Rico Planning Board, the Regulations and Permits Administration, and the various autonomous municipalities throughout Puerto Rico.

He also provides counseling to clients on greenfield and brownfield development, land use issues, compliance with and interpretation of environmental laws and regulations, the environmental implications of business transactions, siting and permitting of energy facilities, and negotiation of energy contracts, among others. Mr. Fernández-Lugo frequently provides lectures to industry groups and associations on these and other topics. Prior to joining McConnell Valdés, Mr. Fernández-Lugo served as judicial law clerk to Hon. Carmen Consuelo Cerezo, then-Chief Judge of the United States District Court for the District of Puerto Rico.

Mr. Fernández-Lugo represents and provides advice to clients in connection with environmental and land use matters. He represents or has represented industrial, commercial, residential, resort and energy developers in several major projects. He has also acted as environmental counsel for lenders and equity investors in the financing of energy facilities, and as counsel for the developer in renewable energy projects. Further, he is a member of the Wheeling Stakeholder Committee which includes officials from the

Department of Economic Development and Commerce, the Puerto Rico Industrial Development Company, the Energy Affairs Administration, the Puerto Rico Electric Power Authority, the Governor's Office and other members of the private sector.

He has been involved in several complex environmental cases and mass litigation, including multi-party CERCLA cases and the Río Piedras Explosion Litigation. He has represented clients in cases dealing with spills, toxic torts, soil and groundwater contamination, permit challenges and regulatory violations, among others.

Mr. Fernández-Lugo represented the prevailing party in the case of *San Antonio Maritime, et al. v. Puerto Rican Cement Company, Inc.*, 2001 TSPR 16, in which the Supreme Court of Puerto Rico held that competitors have standing to intervene in administrative and permitting proceedings which concern other market participants.

He is a member of the Puerto Rico College of Engineers and Surveyors; the Interamerican Association of Sanitary Engineering and Environmental Sciences ("Asociación Interamericana de Ingeniería Sanitaria y Ciencias del Ambiente"); the Puerto Rico Planning Association; the Environmental Committee of the Puerto Rico Manufacturer's Association; and the Tau Beta Pi, Alpha Pi Mu and Phi Kappa Phi honor societies.