



Selected Experience: Battery Energy Storage Systems

- Represented **Gotion, Inc.** in connection with the acquisition and financing for an electric vehicle battery manufacturing plant located in Manteno, Illinois, as part of an expected \$2 billion investment in the facility. The facility will focus on lithium-ion battery cell, battery pack production, and energy storage system integration. Once completed, the facility in Manteno is expected to produce 10 GWh of lithium-ion battery packs and 40 GWh of lithium-ion battery cells, which will strengthen the American EV battery supply chain. Gotion utilized the state's Reimaging Energy and Vehicle program for economic incentives and, in connection with that program, is required to invest at least \$1.9 billion and create at least 2,600 full-time jobs.
- Advised **Spiro**, a pioneer company deploying an innovative model of electric motorcycles and battery replacement and recharging network across the African continent, in the granting of an up-to FCFA 37.8 billion (approximately €58 million) credit facility from Société Générale, with a 70% partial credit guarantee from GarantCo, as part of Spiro's deployment of electric motorcycles, batteries, and swap stations in Benin and Togo.
- Advising **Orano** in the context of the setting-up of two joint ventures dedicated to the production of critical materials for batteries for electric vehicles, together with Chinese group XTC New Energy. Under the terms of the agreements, Orano and XTC New Energy will combine their expertise to set up two production plants on a single industrial site in Dunkirk, in France's Hauts-de-France region. The deployment of this industrial site by 2026, which represents an investment of €1.5 billion, will contribute to the development in France of a value chain for the production and recycling of batteries for electric vehicles, as well as to French autonomy in the supply of strategic materials.
- Advised **Forsee Power**, a French company listed on the regulated market of Euronext Paris that specializes in the design, manufacture, and marketing of intelligent battery systems for the electromobility market, in its capital increase without shareholders' preferential subscription rights but with priority subscription period for an amount of approximately €50 million.
- Represented a **New York-based battery energy storage developer** in the acquisition of a Texas-based battery energy storage company.
- Advised **Sensata Technologies** in its acquisition of Sendyne Corp, a leader in the development and deployment of innovative computer chips and modules for electric vehicles, charging stations, and stationary battery storage.
- Advised **West Chicago Battery Storage, LLC and Joliet Battery Storage, LLC** in a successful confirmation of a contested arbitration award for \$18.6 million against BYD America Corp. The confirmation of the arbitration award also granted post-judgment interest and attorneys' fees. In the underlying arbitration, Battery Storage prevailed on breach of contract and breach of warranty claims against BYD America Corp. that arose from a contract to supply battery storage systems for two separate battery storage projects. The project involved new battery technology that Battery Storage sought to utilize in the tightly regulated energy arbitrage space.
- Advised **Forsee Power** in connection with its initial public offering on the regulated market of Euronext in Paris and an offering of up to €115 million. Forsee Power is a French industrial group specializing in smart battery systems for sustainable electric transport (light vehicles, trucks, buses, trains, ships). A major operator in Europe, Asia, and North America, Forsee Power designs, assembles, and supplies energy management systems based on cells that are among the most robust in the market and provides installation, commissioning, and maintenance on site and remotely. Forsee Power also offers financing solutions (battery leasing) and second-life solutions for transport batteries.
- Advised **Yara Pilbara Fertilisers Pty Ltd**, an Australian subsidiary of Yara International ASA, in a collaboration with ENGIE to construct and operate a pilot renewable hydrogen project in the Pilbara area of Western Australia. The project is first of a kind in Australia, and one of the world's first industrial-scale renewable hydrogen projects, deploying a 10 megawatt electrolyzer powered by 18 megawatts of solar PV and supported by an eight megawatt battery energy storage system to produce renewable hydrogen to be used as feedstock in Yara's neighboring liquid ammonia production plant. The project partially substitutes hydrogen currently produced via steam methane reforming utilizing natural gas as a feedstock.
- Advised **Alliance Ventures**, the strategic venture capital arm of Renault-Nissan-Mitsubishi, in connection with its Series C investment in The Mobility House AG, a technology company that provides a platform for integrating vehicle batteries into power grids using intelligent charging, energy, and storage solutions.

- Advised **High Road Capital Partners** in connection with the acquisition by portfolio company Exponential Power of Dry Creek Enterprises, a provider of custom DC battery system design services, project management, and battery testing, maintenance, and repair, as well as installation and removal services, to a variety of locations with critical power needs, including power plants, refineries, emergency response systems, and off-grid backup systems.
- Advised **David Buchler of Buchler Phillips Ltd** and **Darren Edwards of Aspect Plus Limited** in their capacity as joint administrators of ZapGo Ltd (in administration), in connection with the marketing and sale of the company's business and assets. ZapGo's business involved the development of next-generation batteries based on carbon-ion storage devices.
- Represented **Alliance Ventures**, the strategic venture capital arm of Renault-Nissan-Mitsubishi, in connection with its investment in The Mobility House AG, a technology company that provides a platform for integrating vehicle batteries into power grids using intelligent charging, energy, and storage solutions.
- Represented **High Road Capital Partners** in connection with the acquisition and related financing by portfolio company Storage Battery Systems, LLC, a manufacturer of industrial batteries, of substantially all of the assets of Quality Standby Services, LLC, a leading provider of critical standby power service and hardware.
- Represented **GlidePath Power** in the design and implementation of a series of ISDA documented battery storage swaps.

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