

## Braden W. Penhoet

---

Morrison & Foerster LLP  
425 Market Street, San Francisco, CA 94125  
(415) 268-7132 (office) (415) 298-6973 (cell) [bpenhoet@mofo.com](mailto:bpenhoet@mofo.com)  
<http://www.mofo.com/attorneys/14736/summary.html>

### EDUCATION:

University of California, Berkeley Haas School of Business, M.B.A. 2003

- Public and Nonprofit Management Association President
- National Social Venture Competition Executive Committee, Judging Chair

University of California, Los Angeles School of Law, J.D. 1995

- Constitutional Law Research Assistant to Associate Dean Julian Eule
- Executive Editor, UCLA Journal of Environmental Law and Policy
- Public Interest Law Foundation, Member of Governing Board and Grant Selection Committee

Stanford University, B.A., Political Science, 1988

- Teaching Assistant, Undergraduate Course Instructor, Resident Assistant

### CURRENT POSITIONS:

Research Fellow, Berkeley Center for Law, Business and the Economy

- Cleantech and Renewable Energy Investment, Public and Private

Attorney, Morrison & Foerster LLP, San Francisco, CA (2008-present)

- Emerging Companies / Venture Capital, Cleantech Practice Groups
- Track federal and state government grant and loan programs applicable' clean technologies, renewable energy and energy efficiency
- Developing proposal for new division of California Corporations Code (multiple-purpose entities)
- Probono: education, legal aid, marine conservation, voting rights

### PRIOR POSITIONS:

Associate Attorney, Latham & Watkins LLP, Menlo Park, CA (2007 – 2008)

- Counsel to companies and investors, primarily in cleantech/renewable energy and life sciences. Venture investment, public offerings, mergers and acquisitions.

Consultant –Business Planning, Strategy, and Finance (2003-2006)

- The Institute for OneWorld Health, San Francisco, CA.
  - o Grant development for major programs, incl. \$42.5 million umbrella grant from Bill and Melinda Gates Foundation to develop anti-malarials with Amyris, Biotechnologies, Inc.
  - o Advocated for intellectual property contributions to nonprofit research institutions.
  - o Analyzed “tipping” concerns in development strategy, designed corporate structuring proposal under IRS medical research exemption, allocated fundraising targets for major donor, government, and corporate partners.
  - o Reviewed intellectual property licenses with academic institutions.
  - o Communications strategy development, including investor presentations.
- Chabot Space and Science Center, Oakland, CA
  - o Strategic planning, market positioning, business model analysis and scenario development. Executive coaching.
- The Climate Protection Campaign, Sonoma County, CA
  - o As member of Board of Directors and strategy advisory group, build on successes securing nation’s most ambitious public carbon dioxide emission reduction targets.
- Daylight Bio-ethanol
  - o Market opportunity analysis, business planning, intellectual property strategy.

The Center for International Environmental Law, Washington, D.C. (1998-2001)

- *Law & Technology*. Under \$2.5 million Cooperative Agreement, implement recommendations of the National Academies of Science to commercialize NASA earth observation data, including in environmental law applications. With other university and non-profit grantees, addressing interoperability.
- *Atmospheric Issues*. Developed handbook addressing developing countries' Montreal Protocol compliance. UN Environment Programme, Division of Technology, Industry and Economics.
- *Corporate Governance*. Prepared and presented securities and environmental law analyses regarding disclosure requirements for foreign state-owned issuers on U.S. securities exchanges.
- *Trade and Environment*. Helped lead NGO "contact group" discussions with USTR on health, environment and economic issues under NAFTA Chapter 11 (investment) and services negotiations under the World Trade Organization. Assisted submission of amicus brief to World Trade Organization dispute resolution panel in connection with international shrimp/turtle dispute, addressing role of amicus briefs as well as the merits of the U.S. position.
- *Commercial Fisheries*. Advised WWF and international negotiators on dispute settlement and public participation for regional fisheries management design for the western Pacific Ocean.

Brobeck, Phleger & Harrison, LLP, Los Angeles, CA. (1995-1997)

- Corporate finance, including venture finance, public offerings and public company reporting, mergers, acquisitions and divestitures, for biotech, medical, energy and computer hardware and software clients.
- Real property including complex partnership design and management, secured finance.
- Nonprofit corporation law for national and local nonprofit clients.

SNG Newspapers, Moline, IL. (1990-1992)

- Management training in accounting, operations and competitive strategy with former UPI Chairman. Wrote on health care finance, public health, hospital system administration for 50,000-circulation daily newspaper.

#### **SELECTED ACTIVITIES:**

- Energy and Environment Vice-Chair, Full Circle Fund, San Francisco, CA.
- Presenter on American Recovery and Reinvestment Act to American Bar Association Clean Technology and Climate Change Committee, Policy Subcommittee Teleconference, May 2009
- Moderator, ASTIA Entrepreneur Doing it Right Conference, Preparing for Venture Capital Due Diligence, October 2008
- Silicon Valley Trade Mission to Review Brazil's Ethanol Industry and Economy, September, 2006 (State of California, Consulate of Brazil)
- U.S. Senate Finance Committee Roundtable Discussion on Intellectual Property Donation, January, 2004. On behalf of Institute for OneWorld Health, advocated for deductibility of intellectual property contributions to nonprofit research institutions

#### **SELECTED PUBLICATIONS:**

- *Contributor*, David Hunter and Nuno LaCosta, "*Planning, Designing and Implementing Policies to Control Ozone Depleting Substances under the Montreal Protocol: A Handbook of Policy Setting at the National Level*" (UN Environment Programme, Division of Technology, Industry and Economics, 2003)
- *Wall Street Sings the Dragon*, Multinational Monitor, May 2000)
- "*Effective Dispute Resolution: A Review of Options for Dispute Resolution Mechanisms and Procedures*" (with David Downes, CIEL / WWF-US, 1999)
- Newspaper articles on health care and general subjects– available upon request