



SpencerFane®

Cody Faulk

Partner

Contact

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Overview

Cody Faulk represents investor and municipally owned utility clients in both routine and complicated administrative, transactional, operational, and regulatory issues, helping them capitalize on financial benefits in operations while avoiding potential crises. He specifically focuses on regulatory and enforcement proceedings for municipalities, utilities, and landowners before the Public Utility Commission of Texas, Railroad Commission of Texas, Texas Commission on Environmental Quality (TCEQ), and the State Office of Administrative Hearings, including providing consulting services to outside firms needing aid in navigating these regulatory agencies.

In addition, Cody has extensive experience representing and defending local municipality, utility, and semi-governmental entity clients in a wide range of matters including regulatory enforcement and permitting, Open Meetings Act and Public Information Act compliance, land use regulation, and litigation in Texas state courts. He regularly helps clients in cases ranging from utility rate-making proceedings, electric transmission line routing, sale / transfer / merger applications, and retail service area disputes.

Cody's work keeps clients ahead of the curve as they efficiently grow and expand operations, using his strong relationships with municipalities and other government entities to create effective collaboration between key stakeholders that advances clients' objectives and business interests.

Education

- St. Mary's University School of Law (J.D.)
- Southwestern University (B.A.)

Bar Admissions

- Texas, 2012

Distinctions

- *Best Lawyers in America*, Energy Law, 2026
- *Texas Super Lawyers*, Rising Stars, 2022

Memberships

- State Bar of Texas
- Austin Bar Association
- Austin Young Lawyers Association

Presentations and Publications

- "How Utilities Can Intentionally or Unintentionally Influence Land Use," UT Law CLE Land Use Conference, April 2025
- "Anatomy of a Rate Case," Austin Bar Association CLE, February 2025
- "[Is There a Future for Fair Market Value?](#)" Water Foresight Podcast, August 2023
- "Trends in Creative Funding of Public / Private Partnerships," University of Missouri – Kansas City Real Estate Symposium, April 2022
- "Utility-Related Updates for 2020," Texas City Attorney's Association Summer Conference, June 2020
- "Regulatory Archeology: Service Area Disputes Arising from 1975 Certification Proceedings," Texas Public Power Association Annual Meeting, July 2019
- "Is Change Coming? Transmission Rate Filings at the PUC," Texas Public Power Association Annual Meeting, July 2018
- "The Transmission Line Siting Process for Cities and their MOUs," Texas Public Power Association Legal Seminar, November 2017 and Annual Meeting, July 2017, July 2019
- "Distributed Generation – Opportunities and Challenges Faced by Public Power," Texas Public Power Association Legal Seminar, October 2015
- "Contract Swords & Shields: Contract Clauses to Eliminate the Courthouse, Avoid a Jury or Select Your Forum," San Antonio In-House Counsel Summit, April 15, 2010

Related Experience

- Represented the first Class A water utility in Texas to file for a rate increase at the Public Utility Commission.
- Represented a large municipally owned electric utility in its request to integrate 400MW of electric load into the Electric Reliability Council of Texas.
- Represented municipalities, water districts, and individual landowners in transmission line routing proceedings at the Public Utility Commission.
- Represented municipally owned utilities in disputes regarding Public Utility Commission certificated electric service areas.
- Represented municipalities in TCEQ Texas Pollutant Discharge Elimination System permitting proceedings.
- Represented landowners in transmission routing and alignment proceedings at the Public Utility Commission.
- Represented landowners in TCEQ municipal utility district permitting proceedings.
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