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for Dispute Resolution



ARE PLEASED TO PRESENT

Dispute Resolution in the International Oil & Gas Business

plus a special session on **Boundary Disputes in the Energy Sector**

APRIL 19 - 21, 2010 | HOUSTON, TEXAS, USA | PART OF THE ICDR CORPORATE COUNSEL SERIES



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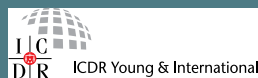
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PROGRAM AGENDA: Day 1 – April 19, 2010

Dispute Resolution in the International Oil & Gas Business

08:30 – 09:00 Registration and Continental Breakfast,
Century Ballrooms – Concourse level

09:00 – 09:15 Opening Remarks

Tim Martin, *Conference Chair*

Karen Krug, *President, Association of International Petroleum Negotiators® (AIPN), Houston, USA*

William K. Slate II, *President & CEO of the American Arbitration Association® (AAA) and the International Centre for Dispute Resolution® (ICDR), New York, USA*

09:15 – 10:30 Session One: **Lex Petrolea**

The conference begins with the history and primary issues of disputes in the international oil and gas business. Speakers will present an overview of leading cases over the last 50 years, focusing on oil and gas disputes that have been significant in the development of international dispute resolution in the field. They will discuss the emergence of *Lex Petrolea* and possible future trends in energy disputes.

Chair: Tim Martin, *International Arbitrator, Calgary, Canada*

Dr. Zeyad Al-Qurashi, *King Abdul-Aziz University, Jeddah, KSA*

Professor Peter Cameron, *University of Dundee, Scotland, UK*

Professor Rudolf Dolzer, *Director, Institute for International Law, Bonn, Germany*

10:30 – 11:00 Break

11:00 – 12:15 Session Two: **Disputes among Companies**

Oil and gas companies deal with a multitude of disputes arising from their transactions and contracts. Speakers will discuss disputes that can occur with joint operating agreements, confidentiality agreements, areas of mutual interest agreements, service agreements, fiduciary obligations and acquisition of oil and gas properties, among others.

Chair: Alan R. Crain, *Baker Hughes, Houston, USA*

David R. Haigh, *Burnett Duckworth & Palmer, Calgary, Canada*

James L. Loftis, *Vinson & Elkins, Houston, USA*

William H. Knull, *Mayer Brown, Houston, USA*

ICDR Representative: Steven K. Andersen, *Salt Lake City, USA*

12:15 – 13:45 Lunch

Keynote Speaker: Judge Stephen Schwebel, *Washington D.C., USA*

13:45 – 15:00 Session Three: **Remedies and Damages in Oil & Gas Disputes**

This session will review the kinds of remedies available in oil and gas disputes and how damages are assessed in large, complex energy transactions.

Chair: Jason E. Doughty, *ConocoPhillips, Houston, USA*

Daniel Johnston, *Daniel Johnston & Co., Hancock, USA*

Mark Kantor, *Independent Arbitrator, Washington D.C., USA*

Sophie Nappert, *3 Verulam Chambers, London, UK*

15:00 – 16:15 Session Four: **Human Rights and Environmental Disputes**

Human rights, the environment and the decommissioning of oil and gas facilities are areas that engender disputes as well. Speakers will discuss human rights and environmental treaties, international environmental law and standards and the disputes emerging in these areas among states, companies and non-governmental organizations (NGOs).

Chair: Tomasz J. Sikora, *El Paso Corporation, Houston, USA*

Kit Armstrong, *Consultant, Carmel, USA*

Doak Bishop, *King & Spalding, Houston, USA*

Jonathan C. Drimmer, *Steptoe & Johnson, Washington D.C., USA*

16:15 – 16:45 Break

16:45 – 18:00 Session Five: **Investments Treaties and National Laws**

Speakers will discuss investment treaties and forums, such as ICSID, the Energy Charter Treaty and Bilateral Investment Treaties (BITs), and the national laws implementing—and sometimes contradicting—them. The session will cover the major energy arbitrations arising from investor-state treaties as well as issues including investor protection, expropriation, fair and equitable treatment, no less favorable treatment, umbrella clauses and most favored nation treatment.

Chair: Toni Hennike, *ExxonMobil, Houston, USA*

Graham Coop, *Energy Charter Secretariat, Brussels, Belgium*

Oscar M. Garibaldi, *Covington & Burling, Washington D.C., USA*

Natali Sequeira Navarro, *ICSID, Washington D.C., USA*

ICDR Representative: Luis Martinez, *New York, USA*

18:00 Reception: Plaza Ballroom, 20th Floor

PROGRAM AGENDA: Day 2 – April 20, 2010

Dispute Resolution in the International Oil & Gas Business

8:30 – 9:00 Continental Breakfast,
Century Ballrooms – Concourse level

9:00 – 10:15 Session One: Stabilization,
Renegotiation and Adaptation
in Oil and Gas Investments

Day Two starts off with a review of major disputes arising from attempts to stabilize the terms in oil and gas investment contracts. The panel will go on to discuss the alternative mechanisms of renegotiation and adaptation of contractual terms.

Chair: Stephen Douglas, *Total, Paris, France*
John P. Bowman, *King & Spalding, Houston, USA*
George Kahale, *Curtis, Mallet-Prevost, Colt & Mosle, New York, USA*
Lucy Reed, *Freshfields Bruckhaus Deringer, New York, USA*

10:15 – 10:45 Break

10:45 – 12:00 Session Two: Corporate Strategies
in Managing Oil & Gas Disputes

This panel will conduct a round table discussion on how to best strategically manage existing and future oil and gas disputes around the world.

Chair: Carla Powers Herron, *Shell, Houston, USA*
C. Mark Baker, *Fulbright & Jaworski, Houston, USA*
Brendan D. Cook, *Baker & McKenzie, Houston, USA*
Flora Francis, *GE Oil & Gas, Houston, USA*
ICDR Representative: Richard Naimark,
ICDR, New York, USA

12:00 – 13:30 Lunch

Keynote Speaker: William K. Slate II,
President & CEO AAA® and ICDR, New York, USA

13:30 – 14:30 Breakout Session One:
Regional Oil & Gas Disputes

Breakout sessions will provide an in-depth analysis of historical, existing and developing oil and gas disputes in specific regions around the world. All breakout sessions will also be on Concourse level.

Middle East	South America
Chair: Saud Al-Ammari , <i>Blakes, Al-Khobar, KSA</i>	Chair: Thales de Miranda , <i>Petrobras, Rio de Janeiro, Brazil</i>
Karim Hafez , <i>Hafez Avocats, Cairo, Egypt</i>	Elisabeth Eljuri , <i>Macleod Dixon, Caracas, Venezuela</i>
Andrew McDougall , <i>Perley-Robertson, Hill & McDougall, Ottawa, Canada</i>	Eduardo Silva Romero , <i>Dechert, Paris, France</i>
	ICDR South America: Luis Martinez , <i>New York, USA</i>

14:30 – 15:30 Breakout Session Two:
Regional Oil & Gas Disputes

CIS & Europe	Africa
Chair: Peter J. Rees , <i>Debevoise & Plimpton, London, UK</i>	Chair: Chief Sena Anthony , <i>Abuja, Nigeria</i>
Michael S. Goldberg , <i>Baker Botts, Houston, USA</i>	Stéphane Brabant , <i>Herbert Smith, Paris, France</i>
Kaj Hobér , <i>Mannheimer Swartling, Stockholm, Sweden</i>	Dorothy Ufot , <i>Ufot & Co., Lagos, Nigeria</i>

15:30 – 16:00 Break

16:00 – 17:00 Breakout Session Three:
Regional Oil & Gas Disputes

Asia	North America
Chair: Arif Hyder Ali , <i>Crowell & Moring, Washington D.C., USA</i>	Chair: Ben H. Sheppard , <i>University of Houston, Houston, USA</i>
Jessica Fei , <i>Fulbright & Jaworski, Hong Kong</i>	Luis Enrique Graham , <i>Chadbourne & Parke, Mexico City, Mexico</i>
Steven Y. H. Lim , <i>Baker Botts, Hong Kong</i>	John J. Marshall , <i>Macleod Dixon, Calgary, Canada</i>
	ICDR North America: Steven K. Andersen , <i>Salt Lake City, USA</i>

17:00 Reception: Plaza Ballroom, 20th Floor

PROGRAM AGENDA: Day 3 – April 21, 2010

Boundary Disputes in the Energy Sector

08:30 – 09:00 Registration and Continental Breakfast,
Century Ballrooms – Concourse level

09:00 – 09:15 Opening Remarks

O. Thomas Johnson, *Covington & Burling,
Washington D.C., USA*

Tim Martin, *International Arbitrator, Calgary, Canada*

09:15 – 10:15 Session One:
Historical Boundary Disputes

The Boundary Disputes segment of the conference commences with an overview of the earliest boundary disputes involving major oil and gas fields in the world, along with a discussion of how they were resolved. The focus will be on the most significant historical boundary disputes in the Middle East and the North Sea.

Chair: Tim Martin, *International Arbitrator,
Calgary, Canada*

Jan Paulsson, *Freshfields Bruckhaus Deringer, Paris, France*

Richard Schofield, *King's College, London, UK*

10:15 – 10:45 Break

10:45 – 11:30 Session Two: Boundary Issues
on the Outer Continental Shelf

The importance of the United Nations Convention on the Law of the Sea (UNCLOS) will be reviewed. The speakers will detail its effect in delimiting boundaries on the outer continental shelf and its impact on the exploration and production of deep-water oil and gas reserves.

Coalter G. Lathrop, *Sovereign Geographic,
Chapel Hill, USA*

Derek C. Smith, *Dewey & LeBoeuf, Washington D.C., USA*

11:30 – 12:30 Session Three:
Boundary Disputes in Asia

The speakers will discuss boundary disputes in Asia, in particular the South China Sea disputes.

Chair: O. Thomas Johnson, *Covington & Burling,
Washington D.C., USA*

Representative of Vietnamese Boundary Commission,
Hanoi, Vietnam

Robert Smith, *Geographic Consultant, Oakland, MD, USA*

12:30 – 14:00 Lunch

14:00 – 15:00 Session Four:
Boundary Disputes in Africa

The panel will cover boundary disputes in Africa, with an emphasis on West Africa.

Chair: Derek C. Smith, *Dewey & LeBoeuf,
Washington D.C., USA*

Martin Pratt, *International Boundary Research Unit,
Durham, UK*

Robert G. Volterra, *Latham & Watkins, London, UK*

15:00 – 15:30 Break

15:30 – 16:30 Session Five:
Boundary Disputes in the Arctic

This session examines the Arctic as the next area in the world for emerging boundary disputes.

Chair: Martin Pratt, *IBRU, Durham, UK*

Pieter H.F. Bekker, *Crowell & Moring, New York, USA*

Christian Marcussen, *Geological Survey of
Denmark & Greenland, Copenhagen, Denmark*

16:30 – 17:00 Session Six: Role of Oil & Gas
Companies in Boundary Disputes

What is the role of oil and gas companies in boundary disputes? Find out how companies fit into disputes between sovereign states.

Chair: Tim Martin, *International Arbitrator,
Calgary, Canada*

Jean-André Diaz, *Total, Paris, France*

Ed Turner, *ExxonMobil, Houston, USA*

17:00 Closing Remarks

Dispute Resolution in the International Oil & Gas Business and Boundary Disputes in the Energy Sector

APRIL 19 - 21, 2010
HOUSTON, TEXAS, USA

Venue

**Renaissance Houston
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6 Greenway Plaza East
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Fax completed form to:
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Attn: Bryan Branon

Email details to:
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Attention: Bryan Branon

Register Online at:
<http://www.aaauonline.org/>

Questions? Please call ICDR
Bryan Branon +1 212.484.3207.

CLE Credit

Application for accreditation of this program for Texas CLE is pending. The American Arbitration Association is a Registered Provider with the State Bar of California and therefore this course is eligible for a total of 17 hours of general CLE credit.

Cancellation Policy: *Please note that space availability is limited. Should you need to cancel your registration, a refund of one-half of your registration is available 30 calendar days prior to the conference date. We regret that no refunds can be made after that date. However, substitutions can be made at any time.*

Registration Form *Please type or print*

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Registration Fees (USD)

Full payment must be received in order to process and complete registration. Conference registration fees include admission to all seminars, along with the program materials, luncheon, breaks and cocktail receptions as outlined in the program agenda.

Check One:

Early Registration (*Payment received on or before March 5, 2010*)

\$800 Full three-day program (April 19-21)

\$600 Two-day Dispute Resolution program only (April 19-20)

\$300 One-day Boundary Dispute Program only (April 21)

Registration (*Payment received after March 5, 2010*)

\$1100 Full three-day program (April 19-21)

\$ 800 Two-day Dispute Resolution program only (April 19-20)

\$ 400 One-day Boundary Dispute Program only (April 21)

We are pleased to offer a special discount of \$50 USD off either the early or the regular registration rates for members in the following categories (please check if applicable):

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AIPN Members (*To qualify for the discount, please register at www.aipn.org.*)

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