
Faculty Roster & Bios

6th Oilfield Services Law Conference

October 11, 2016

Houston, TX

Presented by
Institute for Energy Law
of

The Center for American and International Law

6TH OILFIELD SERVICES LAW CONFERENCE

October 11, 2016 | Houston, Texas

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Institute for Energy Law
of
The Center for American and International Law

FACULTY ROSTER

CONFERENCE CO-CHAIRS

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SPEAKERS

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Email: rsteely@gardere.com

Robert (Bob) P. Thibault

Haynes and Boone, LLP
1801 Broadway Street
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Denver, CO 80202
Phone: 303-382-6226
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David A. Baay

Partner
Houston

P: 713.470.6112
E: david.baay@sutherland.com

Education

J.D., Southern Methodist University
School of Law
B.A., Vanderbilt University

Bar Admissions

Texas
U.S. District Court for the Southern
District of Texas

Background

David Baay represents the energy industry in commercial litigation. His clients include multinational oil companies, drilling contractors, pipeline operators, oilfield service companies, and multi-commodity traders. With trial and arbitration experience that spans the past 16 years, David represents his clients in high stakes litigation and other crisis situations. He takes pride in finding creative solutions to his clients' problems.

David was part of the team that represented Transocean Deepwater Drilling, Inc., in the Gulf of Mexico oil spill litigation. He initially served on Transocean's internal investigation team, helping to direct efforts related to the forensic examination of the blowout preventer. He handled interactions with the governmental agencies involved in the forensic examination and led efforts to secure a neutral testing site for the blowout preventer, all in a politically charged atmosphere. David also helped to coordinate discovery efforts in this MDL proceeding that encompassed hundreds of fact and expert witnesses' discovery and depositions.

David has also represented various energy companies, as both plaintiffs and defendants, in matters involving millions of dollars in potential exposure. He has deep experience advising clients on conducting pre-suit investigations assembled for the purpose of determining root cause and advising the client on impending litigation exposure.

Experience

- Represented a pipeline company in arbitration related to a dispute involving the construction of an offshore platform.
- Represents a trader in a commercial dispute related to the use of crude railcars.
- Represented a commodity trader in a breach of contract claim, which resulted in a significant settlement for the client.
- Obtained a seven-figure arbitration award for a prominent international pipeline company.
- Prosecuted product liability claims on behalf of an international offshore drilling company involved in the Gulf of Mexico oil spill.

-
- Defended an offshore drilling manufacturer against claims of breach of contract, breach of warranty, negligence and declaratory relief following a volcanic eruption that damaged the client's equipment.

Awards

- Selected for inclusion among *Texas Super Lawyers*® (2014-2016)
- Selected for inclusion among *Texas Super Lawyers*® “Rising Stars” (2006, 2012-2013)

Professional Activities

- Co-Chair, Oilfield Services Conference, Institute for Energy Law
- Member, Litigation Section, Houston Bar Association
- Elder, Memorial Drive Presbyterian Church
- Member, American Bar Association
- Member, State Bar of Texas
- Member, International Association of Drilling Contractors

Articles

- Protecting Against Financially Distressed Counterparties (May 13, 2016)
Law360
- 2015 Amendments to the Federal Rules of Civil Procedure (November 24, 2015)
- Changes to California Proposition 65 May Affect Texas Businesses (April 13, 2015)
Law360
- Why Texas Will Never Recognize Underground Water Migration as Trespassing (February 27, 2015)
The Texas Lawbook
- In Texas, Conflict Between Mineral and Water Rights (April 7, 2014)
The National Law Journal

Presentations

- The Inside Job: How to Handle Internal Investigations and Avoid Common Pitfalls (September 20, 2016)
ACC – Houston Chapter
- Navigating the Storm: Best Practices to Protect Your Company Against Financially Distressed Counterparties (July 12, 2016)
- Managing the New Normal: Safety Regulation and Post-Incident Response (June 22, 2016)



Natalia G. Shehadeh

Natalia G. Shehadeh is the Vice President and Chief Compliance Officer for Weatherford. In this role she leads a global team of lawyers, forensic accountants and compliance professionals responsible for daily ethics, anticorruption, antitrust, import, export, trade sanctions and boycott compliance in support of Weatherford's global oil field service operations. She joined Weatherford in August 2009 as Senior Counsel and Director of Trade Compliance from Shell Oil Company where she was Senior Counsel for Export Controls and Sanctions Compliance. Prior to joining Shell in June 2007, Natalia was Counsel with the Washington D.C. office of the law firm Greenberg Traurig, LLP where she advised domestic and multinational clients on export controls, trade sanctions, antiboycott and anticorruption compliance matters.



Omar J. Alaniz

Partner

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Education and Honors

J.D., The University of Texas School of Law, 2003

Susman Godfrey Moot Court Champion

B.A., economics, Austin College, 2000

Sole Recipient Awards:

"Sandra Day O'Connor Award for Professional Service" presented by the American Inns of Court, 2012

"National Outstanding Young Lawyer," presented by the American Bar Association (Young Lawyers Division), 2011

"Outstanding Young Lawyer of Texas," presented by the Texas Association of Young Lawyers, 2011

"Outstanding Young Lawyer of Dallas," presented by the Dallas Association of Young Lawyers, 2011

John C. Akard "Community Service Award," presented by the Bankruptcy Law Section of the State Bar of Texas, 2011

Romina L. Mulloy Award for "Outstanding Young Bankruptcy Lawyer" presented by the Young Lawyers Committee, State Bar of Texas (Bankruptcy Section), 2010

"Best BOA Coach" presented by SMU Law School's Board of Advocates, 2013, 2015

SUMMARY

Omar Alaniz is the Chair of the Texas State Bar's Bankruptcy Section and former chair of the Dallas Bankruptcy Bar. He represents debtors and creditors in chapter 11 cases and has substantial experience in bankruptcy-related litigation and appeals, particularly in energy-related matters. He was an adjunct faculty member at SMU Dedman School of Law for several years, where he taught bankruptcy law courses and coached the Duberstein Moot Court team to several national victories. He is also a frequent speaker and member of various planning committees for bankruptcy continuing legal education programs.

In 2012, he received the "*Sandra Day O'Connor Award for Professional Service*" in the U.S. Supreme Court at an event hosted by Chief Justice John G. Roberts, Jr. In 2013, the National LGBT Bar Association recognized him as a "*Best LGBT Lawyers Under 40*."

In 2013, the *Texas Lawyer* honored Mr. Alaniz as a "*Legal Leader on the Rise*"—a distinction recognizing only 25 lawyers under 40 in Texas.

EXPERIENCE

Chapter 11 Debtors

- Global Geophysical Services - representation of seismic-services company in its complex chapter 11 case
- Xtreme Power - representation of energy storage systems company in its chapter 11 asset sale
- ASARCO - representation of large copper producer in its complex chapter 11 case

"Outstanding Faculty Member" presented by SMU Law School's OUTLaw, 2013

Other Recognitions:

Ranked in *Chambers USA* for Bankruptcy/Restructuring - Texas (Up and Coming), 2015

Listed in *Best Lawyers in America* since 2015

Recognized as a *Legal Leader on the Rise*, by *Texas Lawyer*, 2013

Listed as one of the *Best Lawyers in Dallas*, by *D Magazine*, 2011, 2013-14

Recognized as a *Texas Super Lawyer* (Thomson Reuters), 2014, 2015

Recognized as a *Texas Rising Star* (Thomson Reuters), 2010-13

"Best LGBT Lawyers Under 40," by the National LGBT Bar Association, 2013

John C. Ford American Inn of Court's *Rookie of the Year*, 2005

Court Admissions and Affiliations

State Bar of Texas, Bankruptcy Law Section, Chair

United States Supreme Court

United States Court of Appeals for the Fifth Circuit

United States District Courts for the Northern, Southern, Eastern & Western Districts of Texas

The Honorable John C. Ford American Inn of Court, Executive Council (Treasurer & Secretary)

American Bankruptcy Institute

Dallas Bar Association, Bankruptcy & Commercial Law Section, President

National LGBT Bar Association

DFW Association of Young Bankruptcy Lawyers, Former President

Volunteer for Julius Dorsey

- Minorplanet Systems USA - representation of publicly traded mobile communications company in its chapter 11 case
- The Market-Antiques and Home Furnishings - representation of antique and furniture retailer in its chapter 11 case
- Panaco - representation of a domestic and offshore oil and gas company as debtor-in-possession in its complex chapter 11 case
- GPR Holdings, Inc. - representation of an oil and gas marketer as debtor-in-possession in its complex chapter 11 bankruptcy
- The Poltech Trust-representation of a foreign debtor in a section 304 ancillary proceeding
- Northstar Energy, Inc. - representation of an oil and gas company as debtor-in-possession in its chapter 11 case

Bankruptcy Litigation

- Conoco Phillips v. Noble – successful reversal on appeal resulting in rendition of multi-million judgment
- Buccaneer Resources LLC - representation of board of directors
- MP-Tech America, LLC - successful dismissal of preference action on summary judgment
- Premium Well Drilling - successful dismissal of fraud claims against former director in post-bankruptcy adversary proceeding
- AGE Refining - representation of trading arm of international energy company in significant claim dispute
- VeraSun Energy - representation of national barge and towing company in defense of million dollar preference litigation
- Montreal Maine & Atlantic – representation of oil major in cross-border chapter 11 case
- Grace v. Organo Gold – representation of global network marketing company in multi-million fraudulent transfer suit
- Stanford Receivership – representation of SEC receiver in numerous bankruptcy cases arising out of multi-billion securities fraud

Bankruptcy Stakeholder Representation

- Energy Futures Holding - representation of one of the largest unsecured creditors
- A123 Systems - representation of patent owners in licensee's bankruptcy case
- Ritz Camera & Image, Dune Energy, Goldking Energy, United Retail Group, Fineline's Basement - representation of various landlords in national retail cases
- Vitro Asset Corp. - representation of global telecommunications company in contract negotiation
- Seahawk Drilling - representation of largest unsecured creditor
- Nortel Networks Inc. - representation of asset purchaser

Elementary

2012 Leadership Council on Legal
Diversity (LCLD) Fellow

Lambda Legal Liberty Circle

- Gadzooks, Inc. - representation of a Big Four accounting firm in a complex chapter 11 bankruptcy
- Doctors Hospital 1997 Inc. - representation of a financial advisor in a complex chapter 11 bankruptcy
- SkyPort International, Inc. - representation of the largest unsecured creditor in a complex chapter 11 bankruptcy
- Black Elk Energy – representation of secured creditor and equity holder in offshore operator’s bankruptcy

PUBLICATIONS, SPEECHES AND PRESENTATIONS

- Bankruptcy Court Allows Certain Production Dedication Agreements to be Rejected in Bankruptcy, Baker Botts Energy Update, March 2016
- What One Court Giveth, the Other Taketh Away – Reconciling ASARCO and Woerner in Everyday Practice, November 2015
- Survey of Cases Interpreting the Stern Decision, January 2015
- Navigating the Complex World of Stern v. Marshall, Federal Bar Association, Dallas, November 2013
- Defining Diversity in 2013, June 2013
- Clash of the Titans: A Stern v. Marshall Debate, November 2012
- Law Firms on the Defense: The Unfinished Business Rule in Law Firm Bankruptcy Cases, November 2012
- Understanding the Complexities of Stern v. Marshall, October 2012
- Tick Tock: Important Bankruptcy Deadlines, April 2012
- Intercreditor Agreements: The Basics and Beyond, November 2011
- Bankruptcy Law for the Nonbankruptcy Lawyer, September 2011
- Stern v. Marshall-Digging for Gold and Shaking the Foundation of Bankruptcy Courts (or Not), September 2011
- Director and Officer Duties from Facing Bankruptcy to Filing Bankruptcy, January 2011
- Bankruptcy Appeals, January 2010
- Staking Your Claim: An Overview of the Claims Process for the Junior Bankruptcy Lawyer, September 2009
- Fundamentals of Bankruptcy, June 2009
- Bankruptcy and Alternatives – Planning Ahead when Times are Bad, January 2009
- Getting off the Ground: A Practical Guide to First-Day Pleadings, 25th Annual Advanced Business Bankruptcy Course, February 2007



David Clarke Baldwin

SCF Partners

After earning his degree in Petroleum Engineering from the University of Texas in the 1985, David began his career as a Drilling and Production Engineer with Union Pacific Resources. After 4 years at UPR, and intrigued with the business aspect of the energy industry, David returned to UT to earn his MBA.

While in graduate school, David started an energy consulting business and worked for General Atlantic Partners, a global venture capital firm and early investor in SCF Partners. He met SCF Founder L. E. Simmons through General Atlantic and joined SCF after graduating in 1991. Over the years, David has been responsible for creating numerous investment platforms around emerging energy trends. He is currently responsible for overseeing SCF's U.S. based investments.

David is an avid golfer, traveler and Longhorn die-hard, and has a long-standing commitment to The Center, a Houston organization that serves adults with developmental disabilities, where he is a board member and past President. He also is a member of the Board of Directors of Forum Energy Technologies, Rockwater Energy Solutions, Beckman Production Services, Oil Patch Group, and a Trustee of the Baylor College of Medicine.



Chris Bellotti
Halliburton

Chris Bellotti is Senior Counsel at Halliburton, focusing on disputes, among other matters. Immediately prior to joining Halliburton in 2011, Chris was associated with Skadden, Arps, Slate, Meagher & Flom LLP, resident in its Houston office; prior to that, Chris was associated with Dewey Ballantine LLP, resident in its Houston and New York offices. Chris graduated *summa cum laude* from New York Law School in 2002 and is admitted to the bars of Texas and New York.



J. KEVIN BLODGETT
MANAGING DIRECTOR

Mr. Blodgett has served as a Managing Director with Morae Legal Corporation since January 2016. In his current role, Mr. Blodgett serves as a strategic advisor to the General Counsel's office, developing and implementing programs to improve the effectiveness, efficiency and cost structure of their law department. Prior to joining Morae Legal, Mr. Blodgett served as the Senior Vice President and General Counsel of Rockwater Energy Solutions, Inc. from March 2012 to December 2015. Mr. Blodgett is the former General Counsel and Executive Vice President, Administration of Dynegy Inc., a position he held from November 2005 to February 2011. In this role, he oversaw a broad scope of responsibilities, including Legal and Governmental Affairs, Ethics and Compliance, Human Resources, Information Technology and Business Services.

Mr. Blodgett held various legal and administrative positions with Dynegy, including Senior Vice President, Human Resources, and Group General Counsel and Corporate Secretary, from October 2000 to October 2005. Prior to joining Dynegy, Mr. Blodgett was an Associate with Baker Botts LLP, where he practiced corporate, securities, mergers and acquisitions law. Mr. Blodgett was a Managing Director with Huron Consulting Group from February 2011 to March 2012, where he advised General Counsel on law department strategy and operational matters.

Mr. Blodgett earned a BA in Political Science from Texas A&M University and a JD, magna cum laude, from the University of Houston Law Center.

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Matthew S. Chester is of counsel in Baker Donelson's New Orleans office, and is a member of the Business Litigation Group and the Government Enforcement and Investigations Team. In his 11 years of practicing law in the private sector and at the Department of Justice, Matt has handled dozens of arguments, hearings and trials in state and federal court, achieving successful results on behalf of his clients.

Matt most recently worked at the Department of Justice as an Assistant U.S. Attorney (AUSA) in New Orleans, Louisiana. As an AUSA, Matt was a member of the Financial Fraud and Public Integrity units in the U.S. Attorney's office and was promoted to the position of Deputy Supervisor of the Public Integrity group. He spent most of his time as a federal prosecutor focusing on white collar crime, fraud and public/official corruption prosecutions. Matt's experience includes multiple high-profile trials and convictions obtained against former elected and public officials.

During those years as a federal prosecutor, Matt was honored as the recipient of multiple awards, including five Excellence in Law Enforcement Awards from the New Orleans Metropolitan Crime Commission for his work on public corruption prosecutions in and around New Orleans, as well as awards from the Internal Revenue Service, the U.S. Department of Homeland Security and the Social Security Administration Office of the Inspector General. Most notably, Matt was awarded the Department of Justice's Award for Superior Performance in Litigation in 2015 for his work in connection with a high-profile public corruption prosecution in New Orleans.

Before serving as Assistant U.S. Attorney, Matt practiced at an international law firm based in Dallas, Texas, where he handled numerous matters involving federal securities, financial class actions, complex civil litigation, white collar criminal matters and corporate compliance.

In addition to practicing law, Matt teaches Negotiation and Mediation Advocacy as an adjunct faculty member at his alma mater, Tulane University Law School.

Representative Matters

- Representation of multi-million dollar contractor in connection with internal investigation relating to employee misconduct.
- Representation of multi-billion dollar, publicly-traded international corporation in connection with internal investigation.
- Representation of two corporate principals in obstruction prosecution in connection with Berry Amendment violations.
- Assisted publicly-traded infrastructure corporation in connection with multi-billion dollar acquisition of energy company.
- Representation of a multi-billion dollar international construction company in connection with federal class action and multiple state lawsuits concerning mass tort claims allegedly totaling hundreds of millions of dollars.
- Representation of domestic loan servicing company in connection with failed multi-million dollar loan relating to real estate project.
- Representation of offshore oil and gas producer in connection with federal criminal

investigation relating to explosion on company-owned platform.

- Representation of former director of an international company in connection with a price-fixing investigation.
- Representation of marine consulting company in connection with criminal investigation relating to multi-billion dollar environmental project.
- Representation of nonprofit board member in connection with federal criminal investigation of self-dealing and fraud.
- Representation of corporate food producer in connection with federal criminal investigation involving hiring and harboring illegal immigrants.

Professional Honors & Activities

- Board Member – The American Diabetes Association-Mississippi/Louisiana Chapter, 2016 – 2017
- Recipient – Department of Justice, Executive Office of U.S. Attorneys: Superior Performance by a Litigative Team Award, 2015
- Five-time Recipient – Metropolitan Crime Commission Excellence in Law Enforcement Award
 - City of New Orleans Corruption Investigation, 2015
 - Jefferson Parish Corruption Investigation and Orleans Parish Sheriff's Office Corruption Investigation, 2014
 - Plaquemines Parish Corruption Investigation, 2013
 - City of New Orleans Corruption Investigation, 2012
- Recipient – DHS/FEMA Certificate of Appreciation, 2011
- Recipient – SSA-OIG Anti-Fraud Award, 2010
- Recipient – Internal Revenue Service Certificate of Appreciation, 2014
- Adjunct Professor – Tulane University Law School, 2010 – present

Publications & Speaking Engagements

- Quoted – "[Sources: Ex-New Orleans DEA Task Force Officer Suspected of Stealing Drugs, Money Faces Federal Charges](#)," *The New Orleans Advocate*, July 26, 2016
- Speaker – "Emerging Ethics and Compliance Issues in the Oilfield: Coping with the Criminalization of Oil and Gas Operations," Baker Donelson CLE program, April 19, 2016
- Co-author – "[What To Do Before Government Agents Come Knocking](#)," *Attorney at Law Magazine Metro Atlanta*, Vol. 5 No. 1, March 2016
- Co-author – "Supreme Court Deliberates Future of Scheme Liability," *The Corporate Governance Advisor*, Vol. 16, No. 1., January/February 2008
- Presenter – "*Stoneridge Investment Partners v. Scientific-Atlanta* and the Future of Scheme Liability," Securities Section of the Dallas Bar Association, September 2007
- Author – "Electronic Discovery in the Fifth Circuit and Guidelines for Today's Counsel," *Dallas Federal Bar Association Newsletter*, June 2005

Admissions

- Louisiana
- Texas
- U.S. District Court, Northern, Eastern and Southern Districts of Texas
- U.S. District Court, Eastern, Middle and Western Districts of Louisiana
- U.S. Court of Appeals, Fifth Circuit

Education

- Tulane University Law School, J.D., 2004, cum laude
- Virginia Wesleyan College, B.A., 2001, magna cum laude

EXPAND YOUR EXPECTATIONS



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RELATED EXPERTISE

- › Commercial Litigation
- › Dispute Resolution
- › Energy, Mining & Infrastructure
- › Insurance
- › International Arbitration
- › Oil, Gas & Petrochemicals
- › Real Estate

LANGUAGES

- › English

BIOGRAPHY

Brendan D. Cook is a member of the Firm's Global Dispute Resolution and the North America Litigation practice groups. He also chairs the Houston office's Business Development and Marketing Committee. He is recognized by *Chambers USA 2016* and also recognized as a *Texas Super Lawyer* in alternative dispute resolution. He is also recommended for commercial litigation by the *Best Lawyers in America* in addition to being an AV Preeminent Top Rated Lawyer in Energy, Environmental & Natural Resources by *Martindale-Hubbell*. Mr. Cook has extensive experience handling arbitration and litigation cases for oil and gas companies, real estate developers, insurers, industrial utilities, as well as companies involved in the construction, manufacturing, and the energy area. He has tried cases in various Texas courts and has arbitrated before the LCIA, ICC, SCC, ICDR, AAA and many other well recognized arbitral institutions. He has also frequently addressed industry trade groups on legal matters related to arbitration, multi-jurisdictional disputes, e-discovery, and other subjects.

PRACTICE FOCUS

Mr. Cook has practiced law since 1981 and has extensive business litigation and arbitration experience. He has successfully handled a wide array of cases for major real estate developers, insurers, oil and gas companies, industrial utilities and other clients generally involved in construction, manufacturing and the energy arena. Clients range from individual entrepreneurs to Fortune 100 companies. Mr. Cook has handled numerous cross-border disputes for clients in venues including the United States, France, Turkey, Mexico, Spain, England, Canada, Thailand and China, among others.

REPRESENTATIVE LEGAL MATTERS

- Obtained USD6 million LCIA award on behalf of international oil field service company due to breach of drilling contracts in relation to oil & gas project in Senegal.
- Represented drilling contractor in ICC hearing in Stockholm, Sweden and secured a USD45 million award stemming from a dispute regarding the use of drilling rigs in Turkmenistan.
- Obtained multi-million dollar ICC award pursuant to a final hearing in Paris, France on behalf of an international drilling contractor in a matter arising from the breach of a master service contract covering a coalbed methane drilling project in Turkey.
- Represented nationally-recognized consulting firm and obtained a defense verdict in USD15 million partnership dispute tried in Texas state court.
- Represented international service company in ad hoc arbitration in Paris, France relating to breach of contract claims pursuant to hydrostatic testing and caliper surveys performed on a pipeline construction project in Turkey.
- Secured multimillion dollar settlement in favor of international oil field service company in connection with ICC proceeding relating to breach of drilling contract relating to oilfield operations in the Ukraine.
- Obtained a directed verdict for a major utility in connection with product liability claims stemming from an oil field explosion.
- Resolved putative class action claims alleging USD75 million in liability against a multinational telecommunications company for a nominal settlement amount.
- Served as co-counsel in an intellectual property dispute involving trade secrets purloined by ex-employees that resulted in a jury verdict and judgment of USD17.5 million.
- Secured a take nothing judgment in connection with defense of multimillion dollar breach of contract and fraud claims brought by a limited partnership against a national real estate developer.

[View All »](#)

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- American Bar Association
- London Court of International Arbitration - European Users' Council
- Houston Bar Foundation - Fellow
- Houston Bar Association
- Litigation Counsel of America - Fellow

ADMISSIONS

Texas~United States (1981)

U.S. District Court, Western District of Texas~United States (1998)

U.S. Court of Appeals, Federal Circuit~United States (2000)

U.S. District Court, Northern District of Texas~United States (1996)

U.S. Supreme Court~United States (1999)

U.S. District Court, Southern District of Texas~United States (1985)

U.S. District Court, Eastern District of Texas~United States (1993)

Texas Supreme Court~United States (2000)

U.S. Court of Appeals, Fifth Circuit~United States (2011)

EDUCATION

University of Tulsa College of Law (J.D.) (1981)

State University of New York (B.A. Economics) (1978)

Baker & McKenzie LLP is a Limited Liability Partnership organized under the laws of the State of Illinois (USA) and is a member of Baker & McKenzie International, a Verein organized under the laws of Switzerland.

people
biography

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Shareholder

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Experience

- [Corporate & Securities](#)
- [Labor & Employment](#)
- [Global Human Capital Solutions](#)

Education

- J.D., The University of Texas School of Law, 1988
- B.A., The University of Texas at Austin, 1985

Admitted to Practice

- District of Columbia (inactive)
- New York
- Texas
- U.S. Court of Appeals for the Fifth Circuit
- U.S. Court of International Trade
- U.S. District Court for the Eastern District of Arkansas
- U.S. District Court for the Western District of Arkansas
- U.S. District Court for the Eastern District of Texas
- U.S. District Court for the Northern District of Texas
- U.S. District Court for the Southern District of Texas
- U.S. District Court for the Western District of Texas

Profile | [Professional Experience](#) | [Publications & Presentations](#) | [News & Events](#)

Jordan W. Cowman focuses his law practice on transnational projects and transactions, international agreements, public international law and policy, and corporate compliance. He has a broad range of international experience representing and advising governments and international agencies on policy issues, as well as multinationals in industries including: logistics, technology, transportation, energy, defense, manufacturing, retail, banking, food, aviation, chemical, hospitality, insurance, manufacturing and private equity.

Jordan represents a broad range of organizations in all facets of management-side labor and employment law. During more than two decades of practice, he has gained a national reputation for his practical, solution-oriented approach to employment law issues.

Jordan handles diverse employment matters, including employment discrimination and wrongful termination cases, wage and hour compliance, labor arbitration cases, non-competition cases, and internal corporate investigations. He also counsels employers concerning day-to-day human resources issues as well as myriad legal requirements in the workplace, particularly related to significant operational changes such as mergers, acquisitions, business relocations or reductions in force.

Areas of Concentration

- Corporate Compliance
- Global
- Cross-Border Transactions
- International Regulatory
- Labor & Employment
- Privacy and Data Security
- Foreign Corrupt Practices Act (FCPA)

Professional & Community Involvement

- Member, State Bar of Texas
- Member, American Bar Association
- Pro Bono Counsel, United Cerebral Palsy of Dallas (now Ability Connection Texas), 2003-Present

Privacy settings

- Pro Bono Counsel, The Confucian Lyceum, 2009-Present
- Member, U.S. Council for International Business, International Labor and Employment Law Committee 2001-Present
- Appointed Observer, International Labor Organization, "ILO Project for the Development of ILO Guidelines on Training in the Port Sector," Geneva, Switzerland, 2011
- US Employers Delegation Business Advisor, United Nations, International Labor Organization's Annual Labor Conference, Geneva, Switzerland, 2002-2004 and 2013
- Presidential Chairman-Elect, Texas Business Hall of Fame, 2013-2014; Director, 2003-Present
- Co-Founder, Exchange Program with the Central Party School of the Communist Party of China, 2005-Present
- Board of Directors, The Dallas Assembly, 2006-Present
- Board of Directors, The Dallas Committee on Foreign Relations, 2005-Present
- Past Chairman, Texas Lyceum Association, 2005
 - President, 2004
 - Director, 1998-2004
- Former Board Member, Dallas Mayor's Committee for the Employment of People with Disabilities, 1996-2006

Awards & Recognition

- Listed, *The Best Lawyers in America*, Litigation - Labor and Employment, 2012-2015 and 2017
 - *Texas' Best Lawyers*, 2013
 - Listed, *Who's Who Legal: Labour, Employment & Benefits 2016*, "Labour & Employment," 2016
- Listed, *Super Lawyers* magazine, *Texas Super Lawyers*, 2003-2006, 2008-2010 and 2016
- Team Member, a *Law360* "Employment Practice Group of the Year," 2011 & 2013
- Team Member, *Corporate Board Member* magazine and FTI Consulting Inc., one of "America's Best Corporate Law Firms," 13th Annual Legal Industry Study, 2013
- Listed, Prominent Practitioner, Practical Law Company - Which Lawyer? International Labour and Employment Law, *PLC's Labour & Employee, Benefits Handbook*, 2009-Present
- Listed, "Texas' Top Rated Lawyers," 2012
- Listed, *Chambers USA Guide*, "America's Leading Lawyers," 2007
- Listed, "Best Lawyers Under 40," *D Magazine*, 2002
- Listed, "Top 40 Lawyers Under 40," *Texas Lawyer*, 2001
- Rated, AV Preeminent® 5.0 out of 5

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Nathaniel B. Edmonds

Partner, Litigation Department

nathanieledmonds@paulhastings.com

Nathaniel Edmonds serves as the Chair of the firm's litigation practice in Washington, D.C, which houses over 80 lawyers handling a variety of litigation matters, including intellectual property and patent litigation, international arbitration, sanctions and export controls, antitrust, white collar crime, anti-corruption compliance and internal corporate investigations.

Mr. Edmonds focuses on global internal investigations, specializing in anti-corruption matters and the challenges arising from multi-jurisdictional investigations into complex economic crime. As a former Assistant Chief of the Foreign Corrupt Practices Act (FCPA) Unit of the Fraud Section in the Criminal Division of the Department of Justice (DOJ), Mr. Edmonds assisted in the supervision of all FCPA cases in the United States and was one of the principal drafters of *A Resource Guide to the U.S. Foreign Corrupt Practices Act*, published in November 2012 by the DOJ and the Securities and Exchange Commission (SEC), available at <http://www.justice.gov/criminal/fraud/fcpa/guide.pdf>. Mr. Edmonds also specializes in anti-corruption compliance risk assessments and due diligence, as well as developing and overseeing compliance programs.

During his nearly ten years as a federal white collar prosecutor, Mr. Edmonds handled numerous complex economic criminal investigations and jury trials, including the FCPA and export control-related conviction of a major aerospace and defense contractor, the fraud and domestic corruption matters associated with lobbyist Jack Abramoff, and various accounting and securities fraud matters. During his tenure at the Department of Justice, Mr. Edmonds worked with prosecutors, law enforcement and regulators from six continents on corruption matters, including with the UK's Serious Fraud Office and as a member of the U.S.-China Joint Liaison Group's Anti-Corruption Working Group.

Washington, D.C.

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Practice Areas

Securities Litigation
Litigation
Anti-corruption and FCPA
Investigations and White
Collar Defense

Admissions

District of Columbia Bar
Illinois Bar

Education

University of Chicago Law
School, J.D., 2002
Princeton University, A.B.,
1995

Recent Representations

Nathaniel B. Edmonds (Continued)

- Representing a Fortune 20 company before the DOJ and SEC in connection with an active FCPA investigation;
- Counseling the Audit Committee of a Board of Directors of a major oil and gas company with respect to anti-corruption investigations by DOJ and SEC and law enforcement in Europe;
- Leading a global fraud and anti-corruption risk assessment of a newly acquired subsidiary operating in over 70 countries for a multinational telecommunications and technology company;
- Advising a life sciences company with regard to global compliance and FCPA issues associated with sales in several high-risk foreign markets and conducting an internal investigation into alleged improper payments;
- Providing FCPA legal advice and anti-corruption compliance counseling to leading Fortune 100 and Global 500 multinational corporations, including financial services, consumer products, technology, real estate, life science, aerospace and defense companies; and
- Conducting third-party and transactional due diligence on multiple continents for numerous private equity funds, financial institutions and companies.

Accolades and Recognitions

- Recipient of the 2014 Burton Award for Distinguished Legal Writing
- Named by Ethisphere as one of the 2014 FCPA Attorneys that Matter ("Specialists - Private Practice")
- Named by Ethisphere as one of the 2012 FCPA Attorneys that Matter ("Government Stars")
- Recognized by the U.S. Department of Justice for his investigation and trial successes, including:
 - The 2011 Attorney General's Award for Distinguished Service related to the investigation and trial convictions in a fraud and domestic corruption matter.
 - The 2010 Attorney General's Award for Fraud Prevention for his leadership in the investigation and conviction of a major international defense contractor for FCPA-related offenses.

Speaking Engagements and Publications

- March 2016 (New York, NY) "Recent Trends in FCPA Litigation, Enforcement and Compliance" New York City Bar Association
- November 2015 (New York, NY) Duxes Global Anti-Corruption Summit 2015
- October 2015 (Las Vegas, NV) "...How to Best Protect Your Company from the Risks of Corruption" The Society of Corporate Compliance & Ethics 14th Annual Compliance & Ethics Institute

Nathaniel B. Edmonds (Continued)

- October 2015 (Washington, DC) The Sixteenth Pharmaceutical Compliance Congress and Best Practices Forum
- September 2015 (Washington, DC) "Mitigating Corruption Risk in China" Paul Hastings, Ernst & Young, and The FCPA Report
- April 2015 (McLean, VA) "FCPA Internal Investigations – Best Practices..." The ACES Compliance Summit, Momentum
- February 2015 (Washington, DC) "Private Justice in Public Enforcement" The American Criminal Law Review / Georgetown Law
- October 2014 (Washington, DC) "Developments in the Application and Enforcement of FCPA and Anticorruption Laws of the EU" Council for Senior International Attorneys
- October 2014 (Miami, FL) ACI's Anti-Corruption Boot Camp
- September 2014 (Chicago, IL) Society of Corporate Compliance and Ethics Annual Compliance & Ethics Institute
- September 2014 (Braselton, GA) ABA Criminal Justice Section's Southeastern White Collar Crime Institute
- August 2014 (Seattle, WA) Law Seminars International's Anti-Corruption Compliance in China
- June 2014 (New York, NY) Corporate Counsel's Annual General Counsel Conference
- April 2014 (New York, NY) American Conference Institute's FCPA and Anti-Corruption for the Life Sciences Industry
- April 2014 (Washington, D.C.) Dow Jones Global Compliance Symposium
- March 2014 (Washington, DC) Momentum's Global Anti-Corruption Conference
- January 2014 (New York, NY) Fordham Law/CBLA's China and the Foreign Corrupt Practices Act: Challenges for the 21st Century
- December 2013 (Singapore) American Conference Institute's Summit on Anti-Corruption Compliance and Risk Management
- December 2013 (Hong Kong) Duxes Anti-Corruption Compliance Asia Pacific Summit
- October 2013 (Washington, DC) Pharmaceutical Compliance Forum's 14th Annual Pharmaceutical Regulatory and Compliance Congress
- October 2013 (Alexandria, VA) International Forum on Business Ethical Conduct (IFBEC)'s Annual Meeting, Operating in a Global Environment: Business Aspects
- October 2013 (Washington, DC) International Law Institute's Governance and Anticorruption Methods
- October 2013 (Washington, DC) Sandpiper Partners' Fraud, Anti-Corruption, FCPA & Whistleblowers: Latest Developments - Enforcement with Teeth
- October 2013 (Atlanta, GA) State Bar of Georgia's 20th Annual Securities

Nathaniel B. Edmonds (Continued)

Litigation and Regulatory Seminar

- September 2013 (Washington, DC) American Bar Association's FCPA National Institute
- September 2013 (Washington, DC) U.S. Securities and Exchange Commission's FCPA Boot Camp - Trends in International Corruption
- September 2013 (Houston, TX) Momentum's Oil and Gas Anti-Corruption and Compliance Congress
- June 2013 (Chicago, IL) American Conference Institute's FCPA Boot Camp
- June 2013 (Atlanta, GA) Institute of Continuing Legal Education in Georgia, International Business Crimes: Foreign Corrupt Practices Act, Criminal Antitrust and Export Controls
- June 2013 (Las Vegas, NV) SEC Hot Topics Institute
- May 2013 (New York, NY) American Conference Institute's FCPA and Anti-Corruption for the Life Sciences Industry
- May 2013 (Seoul, Korea) Asian Century Forum
- April 2013 (Washington, DC) Moderator, Internal Investigations panel, ABA National Institute on Internal Corporate Investigations
- April 2013 (Washington, DC) PwC's Annual Securities Litigation & Enforcement 2013 Update
- March 2013 (Washington, DC) "Representing Clients in Cross-Border Investigations," (Edward Bennett Williams Inn of Court)
- February 2013 (Washington, DC) Foreign Bribery Training Conference for Prosecutors and Investigators, "Multi-Jurisdictional Enforcement" and conference moderator for U.S. government sponsored three-day seminar for 130 prosecutors, regulators and law enforcement from 30 countries
- November 2012 (Washington, DC) National Conference on the FCPA "Friend or Foe?: A Dissection of a Monitorship from Start to Finish" (ACI)
- June 2012 (Washington, DC) The DC Bar Association, "The Foreign Corrupt Practices Act: A Statute Drawing Keen Interest"
- May 2012 (Kazan, Russian Federation) Asia Pacific Economic Cooperation Anti Corruption and Transparency Working Group, "Anticorruption Enforcement and Multijurisdictional Cooperation"
- January 2012 (Houston, TX) FCPA Boot Camp, "Enforcement Highlights and What the Latest Cases Reveal About Compliance Risk Exposure" (ACI)
- November 2011 (Washington, DC) National Conference on the FCPA, "FCPA CASE REVIEW: A Hands-on Look at the 2011 FCPA Cases and What to Take Away" (ACI)
- November 2011 (Washington, DC) Twelfth Annual Pharmaceutical Regulatory and Compliance Congress and Best Practices Forum, "FCPA and UK Bribery Act Enforcement and Compliance Update" (The Pharmaceutical Compliance

Nathaniel B. Edmonds (Continued)

Forum)

- June 2011 (Washington, DC), ViewPoints For the Audit Committee Leadership Summit, “Bribery and Corruption Risks” (Tapestry Networks)
- May 2011 (Washington, DC), “Enforcement of The Foreign Corrupt Practices Act: A Dialogue with Regulators” (Conference Board Webinar)
- February 2011 (Washington, DC) American Bar Association International Law Spring 2011 Meeting “China’s Litigation, Judiciary & Enforcement: Fact or Fiction Panel”
- December 2010 (Abu Dhabi, United Arab Emirates) Abu Dhabi Summit on Anticorruption: Implementing Effective Corporate Governance, Anti-Bribery and FCPA Compliance Programs in the Middle East, “FCPA Enforcement Priorities and How Cases are Coordinated Abroad” (ACI)
- November 2010 (Washington, DC) National Conference on the FCPA, “How to Represent Individuals in FCPA Investigations” (ACI)
- September 2010 (Singapore) Anticorruption South and Southeast Asia Summit, “Keynote Address: Explaining the Priorities of the DOJ and SEC” (Beacon)
- June 2010 (Shanghai, China), 3rd China Summit on Anti-Corruption, “FCPA Enforcement Priorities at U.S. DOJ” (ACI)
- May 2010 (Beijing, China) “Briefing on the FCPA” (U.S.-China Business Council and the American Chamber of Commerce in China)

Professional and Community Involvement

- Previous Assistant Chief of the Foreign Corrupt Practices Act (FCPA) Unit at the United States Department of Justice, Criminal Division, Fraud Section
- Joined the Fraud Section in 2003 through the Attorney General’s Honors Program and was promoted to Assistant Chief of the FCPA Unit in February 2010.
- Member of the U.S. delegations to numerous international anti-corruption organizations, including the Organization for Economic Cooperation and Development’s Working Group on Bribery.
- Served as the legal expert on U.S. compliance with international anticorruption treaties and analyzed foreign countries anticorruption legislation.
- Involved in the approval of FCPA opinion releases and spoke at conferences designed to raise awareness, encourage corporate compliance, and reduce foreign bribery.
- Adjunct Professor of Law at Georgetown University Law Center (Federal Fraud Prosecution: Theory and Practice)
- Clerked for Judge Milton E. Shadur in the U.S. District Court for the Northern District of Illinois
- Member of the Board of Directors, Mathcounts Foundation

Nathaniel B. Edmonds (Continued)

Education

- University of Chicago, J.D. (cum laude); Order of the Coif
- Princeton University, A.B.

News

March 11, 2013

Paul Hastings Adds Assistant Chief of Department of Justices Foreign Corrupt Practices Act Unit In Washington, DC

February 23, 2015

Paul Hastings Continues White Collar Expansion with Addition of High-Profile Washington, D.C. Partner Group

September 20, 2015

China Media Capital Forms Joint Venture with Warner Brothers for New Flagship Movie Studio

September 20, 2015

June 08, 2016

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA 2016

Insights

April 13, 2016

DOJ's FCPA Enforcement Plan Highlights the Need for Robust Anti-Corruption Compliance Programs

February 08, 2016

Views on the Recent USAM Changes: An Interview with *The FCPA Report*

September 21, 2015

5 Things You Need to Know: Third Party Risk in China

Nathaniel B. Edmonds (Continued)

August 03, 2015

The Department of Justice Hires its Own FCPA Compliance Expert to Determine When a Company Should be Criminally Charged

May 07, 2015

Recent Developments in U.S. Investigations and Litigation

February 09, 2015

Global M&A: Momentum for Growth Report

July 25, 2014

Global M&A 2014 Mid-Year Report

June 17, 2014

Confronting FCPA and Anti-Corruption Risk in China M&A Deals

May 19, 2014

Appellate Court Clarifies FCPA "Instrumentality" Definition

May 16, 2014

What are the most significant issues for global companies in managing their exposure to U.S. regulatory risk and ensuring compliance with the Foreign Corrupt Practices Act?

May 29, 2013

FCPA Declinations - How to Maximize Your Chance to Get a Pass When a Corruption Problem Occurs

May 27, 2013

Anticorruption Enforcement

C. TIMOTHY FENN

Charles Timothy (“Tim”) Fenn is a partner in the Houston office with a particular focus on business taxation as it applies to partnerships. He represents publicly traded partnerships, master limited partnerships (MLPs), upstream oil & gas companies and other clients in the energy sector, as well as corporations, private equity firms, investment banks, partnerships and individuals on tax-related issues involving mergers, acquisitions, restructurings and capital market transactions.

Profile

- Master limited partnerships (MLPs)
- Upstream
- Midstream
- Downstream
- Oilfield services

Mr. Fenn has served as tax counsel to over 75 issuers and underwriters in initial public offerings of equity securities of MLPs. Mr. Fenn is a frequent speaker at investment banking conferences and MLP industry symposiums and serves on the advisory board for the Alerian MLP index.

Experience

Mr. Fenn offered tax advice with respect to the following M&A transactions:

- Rosetta Resources Inc. – US\$3.9 billion acquisition by Noble Energy, Inc.
- LinnCo LLC – US\$4.3 billion acquisition of Berry Petroleum Co.
- Access Midstream Partners, L.P. – US\$50 billion acquisition by Williams Partners L.P.
- Energy Transfer Partners, LP – US\$18 billion acquisition of Regency Energy Partners LP

- Energy Transfer Equity, L.P. – US\$9.4 billion acquisition of Southern Union Company
- Enbridge Energy Partners, L.P. – joint venture with Enterprise Products Partners L.P. and Anadarko Petroleum Corporation to develop the Texas Express NGL pipeline to gather and transport NGLs from West and Central Texas to the Mont Belvieu hub
- Suburban Propane Partners LP – US\$1.8 billion acquisition of Inergy Propane LLC
- Howard Midstream Energy Partners, LLC – US\$76 million acquisition of Texas Pipeline LLC and Bottom Line Services
- American Infrastructure MLP Fund, L.P. – US\$27 million investment in Empire Petroleum Partners to fund the acquisition of Empire Petroleum Holdings, LLC

Mr. Fenn offered tax structuring advice related to the following Capital Markets transactions:

- PennTex Midstream Partners, LP – US\$225 million initial public offering
- CONE Midstream Partners LP – US\$442.75 million initial public offering



Partner, Houston

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Education

JD, Georgetown University Law Center, 1996, *magna cum laude*; Editor, Georgetown Law Journal

BBA, Baylor University, 1992, *summa cum laude*

Bar Qualifications

New York, Texas

Recognition Highlights

Named one of the leading Tax lawyers in Texas by *Chambers USA* from 2005-2016

Tim Fenn is described by clients as “an impressive attorney in the tax law area for public partnerships,” adding: “he has years of experience and is extremely knowledgeable. He has an amazing ability to communicate difficult issues in a straightforward manner.” *Chambers USA* 2016

Named among *The Best Lawyers in America* in tax law, 2010-2015

- Phillips 66 Partners LP – US\$434.44 million initial public offering
- LinnCo, LLC – US\$1.1 billion initial public offering
- Midcoast Energy Partners, L.P. – US\$382.95 million initial public offering
- OCI Partners, LP – US\$315 million initial public offering

C. TIMOTHY FENN^{continued}

- Dynagas LNG Partners LP – US\$258.75 million initial public offering
- Cypress Energy Partners, L.P. – US\$86.25 million initial public offering
- Antero Resources – US\$1.57 billion initial public offering
- Athlon Energy Inc. – US\$315.78 million initial public offering
- MPLX LP – US\$437 million initial public offering
- Seadrill Partners LLC – US\$192.5 million initial public offering
- Pacific Coast Oil Trust – US\$370 million initial public offering
- Tesoro Logistics LP – US\$273 million initial public offering
- Enduro Royalty Trust – US\$370 million initial public offering

Thought Leadership

- Commenters Weigh in on Proposed Regulations for Determining MLP Qualifying Income
- The New Frontier for MLPs
- An Overview of The Up-C Structure in Energy Deals
- Ten Offshore MLP Facts



David Isaac
Rockwater Energy Solutions, Inc.

Mr. Isaac has served as the Senior Vice President - Human Resources for Rockwater Energy Solutions, Inc. since August 2011 and General Counsel since January 2016. Prior to joining Rockwater, he served since 2003 as the Vice President of Human Resources and General Counsel for Inmar, Inc., a promotions and reverse logistics company headquartered in Winston-Salem, North Carolina. Previous positions include Senior Vice President of Human Resources at Wachovia Bank, Vice President of Human Resources at Baker Oil Tools, and Senior Attorney for Baker Hughes Incorporated. Mr. Isaac obtained his undergraduate degree from The College of William & Mary and his law degree from The Ohio State University.



Cort Maddux
Diamond Offshore Drilling, Inc.

Cort Maddux has served as Senior Corporate Counsel in charge of worldwide litigation for Diamond Offshore Drilling, Inc. since October 2013. Prior to joining Diamond, Cort was in private practice in Houston with Fulbright & Jaworski, Stevenson & Murray, and Jones Walker. He represented individuals and organizations in a variety of litigation matters including commercial litigation, personal injury, toxic tort, maritime, oil & gas, real estate, and tax. He received both his undergraduate and law degree from Baylor University.

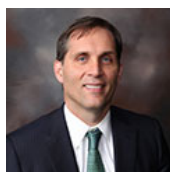


Jay G. Martin
Baker Hughes Incorporated

JAY G. MARTIN is the Vice President, Chief Compliance Officer and the Senior Deputy General Counsel for Baker Hughes Incorporated (“BHI”). Prior to joining BHI, Mr. Martin was a Shareholder at Winstead Sechrest & Minick P.C., a Partner at Phelps Dunbar and Andrews & Kurth, and the Assistant General Counsel of Mobil Oil Corporation’s Worldwide Exploration and Production Division in Fairfax, Virginia. Mr. Martin has also served as General Counsel of Mobil Natural Gas, Inc. in Houston, Texas. Mr. Martin holds JD, MPA and BBA degrees from Southern Methodist University in Dallas, Texas.

While in private practice, Mr. Martin was engaged in a wide variety of domestic and international energy transactions, and regulatory matters for natural gas exploration and producing companies, oil field service companies, marketers, pipelines and refiners. Mr. Martin’s practice involved such diverse matters as participating in generic federal and state restructuring proceedings in the natural gas and electric industries, drafting virtually every type of domestic and international oil and gas agreement, working on mergers and acquisitions, asset acquisitions and divestitures, handling a significant number of energy lending transactions including but not limited to mezzanine and conventional production based financings and work-out situations, and advising clients on a wide variety of natural gas marketing and processing matters. Mr. Martin also regularly handled problems for clients arising under the Foreign Corrupt Practices Act, the U.S. Economic Sanctions Laws and Arab Boycott Regulation. In addition, Mr. Martin developed broad experience in crisis management, designed corporate compliance programs for clients, and conducted many types of internal investigations for clients.

Kerry J. Miller



Shareholder

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New Orleans, Louisiana 70170

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Kerry J. Miller, a shareholder in Baker Donelson's New Orleans office, has extensive experience in commercial litigation, energy, environmental, product liability and mass tort, and class action matters. Mr. Miller was lead attorney for several high-profile and high-impact cases, including litigation stemming from the BP oil spill and the importation of Chinese manufactured drywall into the United States. In 2013, Mr. Miller spent four months in trial as one of the lead trial attorneys in the BP oil spill matter. The trial court found that his client was not grossly negligent and therefore not liable for punitive damages.

Before entering private practice, Mr. Miller clerked for the Honorable James L. Dennis of the United States Court of Appeals for the Fifth Circuit.

Representative Matters

- Represents international drilling contractor in connection with its compliance obligations to EPA pursuant to a consent decree. Prepares and submits quarterly reports to EPA summarizing various compliance metrics.
- Represents international manufacturer of building products in Multi-District Litigation and in state court product liability cases throughout the Gulf South.
- Represents engineering and construction firm in RCRA matter brought by citizen group.
- Represents publicly traded metals company in mass tort actions involving facility air emissions.
- Represents barge operator in Superfund litigation.
- Represents blender of registered particles in EPA FIFRA enforcement matter.
- Represents publicly traded medical testing laboratory in Louisiana cases involving drug, blood and tissue testing.
- Represents defendants in criminal cases involving RICO and other federal conspiracy and racketeering charges.
- Represented international driller in four month trial in our nation's largest environmental disaster in which thousands of plaintiffs, federal, state and local governments were seeking damages under the Clean Water Act and Oil Pollution Act. Client was found not grossly negligent under Clean Water Act. The Court further ruled that the operator of the well was obligated to indemnify client for all Oil Pollution Act Damages.
- Represented international oil drilling contractor in criminal action arising from our nation's largest environmental disaster. While multiple federal charges were initially asserted, client pled guilty to one misdemeanor violation of the Clean Water Act.
- Represented a paper mill operator in 17 consolidated, environmental class action cases in connection with a large release into the Pearl River. Matter was settled prior to trial.
- Represented a refinery operator following a release of 25,000 barrels of oil into a residential area. Successfully restricted the geographic area of the certified class. Following this, created and developed an aggressive settlement plan which resulted in a global settlement. After settlement, was refinery operator's lead witness in an arbitration proceeding in London against several excess level insurers. Client was ultimately indemnified for all settlement payments and defense expenses. Also represented operator in this matter in connection with remediation of the contaminated

properties. Remediation was supervised by EPA and Louisiana Department of Environmental Quality.

- Represented operator of oil & gas platforms in criminal plea agreement involving charges brought under the CWA.
- Represented a barge operator in a series of class actions involving discharges into the Mississippi River and Benzene exposure claims from the surrounding community. After winning several motions limiting the size of the class and recoverable damages, the consolidated actions were settled.
- Represented refinery operators and contractors in environmental citizen suits under the Clean Air Act.
- Represented publicly traded life sciences company in product liability class action and single plaintiff cases.
- Represented international manufacturer of video game systems in class actions seeking changes in warnings.
- Represented manufacturer of treated lumber products in product liability class actions and single plaintiff personal injury cases.
- Represented policy holders in coverage disputes in U.S. litigation and London and New York arbitration matters.
- Represented manufacturers of consumer appliances in nation-wide product defect and breach of warranty class actions.
- Represented retail gas operator in class action involving ethanol warning labels.
- Represented refinery operators in consent decrees with Department of Justice regarding the New Source Review under the Clean Air Act.
- Represented refinery operator and contractors in climate change litigation. Plaintiffs alleged that defendants were liable in tort for allegedly contributing to global warming through excessive greenhouse gas emissions, which damaged the plaintiffs' property. Following substantial litigation, the U.S. District Court for the Southern District of Mississippi dismissed plaintiffs' case, which the 5th Circuit ultimately affirmed.
- Represented landfill operator in RCRA mass tort action. After two Bellwether trials, plaintiffs dismissed landfill operator.
- Represented contractor in connection with the disposal of many tons of potentially hazardous construction debris.
- Represented operator of gas terminal in connection with a pipeline rupture and enforcement action brought by Alabama Department of Environmental Management. Crafted remediation plan which was successful in preventing future litigation.

Professional Honors & Activities

- Listed in *The Best Lawyers in America*® in Mass Torts Litigation since 2010
- Recognized as a 2015 "Top Lawyer" by *New Orleans Magazine*
- Listed in *Leadership in Law Top 50 Attorneys in New Orleans*, 2013
- Member – Louisiana State Bar Association
- Member – American Bar Association
- Fellow – International Academy of Trial Lawyers (IATL)

Selected Publications & Speaking Engagements

- Co-author – "Best Practices for Assessing and Enhancing Compliance Prior to an Incident," *Corporate Compliance Insights*, August 3, 2016
- Speaker – "Emerging Ethics and Compliance Issues in the Oilfield: Coping with the Criminalization of Oil and Gas Operations," Baker Donelson CLE program, April 19, 2016
- Co-author – "[The Macondo Litigation in a Nutshell](#)," *LOGA Industry Report*, Summer 2015
- Co-author – "[The Safe Drilling Margin: Lessons Learned from the Macondo Blowout](#)," *LOGA Industry Report*, Summer 2015
- Co-author – "[BP Oil Spill Lessons Learned](#)," *Energy Executive*, Spring 2015

- Presenter – "Recent Developments in the Deepwater Horizon Case," 13th Annual Judge Alvin B. Rubin Conference, Maritime Personal Injury Law Seminar, New Orleans, Louisiana, 2015
- Co-author – "BP Oil Spill Lessons Learned: The Operator's Responsibilities for Work Performed by Contractors," presented at IADC Contracts & Risk Management Conference, Houston, Texas, 2014
- Presenter – "Settlement Dynamics and Considerations in Multi-Party Cases," Organization, Louisiana State Bar Association 2014 Complex Litigation Conference, New Orleans, Louisiana, 2014
- Presenter – "Lessons Learned from BP," New Orleans Bar Association's 2014 Bench Bar Conference, New Orleans, Louisiana, 2014
- Presenter – "Walkin' to New Orleans – BP Litigation: How it Brought MDL to New Orleans and How it was Managed," Louisiana State Bar Association 2014 Jazz Fest CLE – The Rhythm of Commercial Litigation, New Orleans, Louisiana, 2014
- Presenter – "Issues in the Wake of the Macondo Spill," IADC Contracts & Risk Management Conference, Houston, Texas, 2014
- Presenter – "Expert Cross Examination," New Orleans Bar Association, Masters of the Courtroom Seminar, New Orleans, Louisiana, 2014
- Presenter – "Mass Tort Seminar," Tulane Law School Guest Lecturer, New Orleans, Louisiana, 2013 – 2014
- Presenter – "Mass Torts and Construction Law," CLM Construction Defect Conference, Anaheim, California, 2013
- Presenter – "Motion Practice," New Orleans Bar Association, Masters of the Courtroom Seminar, New Orleans, Louisiana, 2013
- Presenter – "Trends and Developments in Class Action, Mass Tort and Multidistrict Litigation," Manufacturers Alliance/MAPI Law Council Meeting, New Orleans, Louisiana, 2011
- Presenter – "Globalization and Litigation: Challenges Presented in Domestic Litigation Involving Foreign Products," American Bar Association Toxic Torts and Environmental Law Committee Meeting, Phoenix, Arizona, 2010
- Presenter – "Chinese Drywall Litigation," Higher Ground: The LJC & LSBA Joint Summer School Seminar, Sandestin, Florida, 2010
- Presenter – "Professionalism Issues Arising From Applications for Recovery of Attorneys' Fees," New Orleans Bar Association Bench Bar Conference, Biloxi, Mississippi, 2009
- Author – "Class Action Litigation Crisis: Proactive Management Strategies for Corporate Counsel," *BNA, Inc.*, Vol. 5, No. 22, 2004

Admissions

- Louisiana

Education

- Tulane Law School, J.D., 1996, magna cum laude
 - Order of the Coif
 - *Tulane Law Review*
- Louisiana State University, B.A., 1992

EXPAND YOUR EXPECTATIONS

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Adam Peakes
Tudor, Pickering, Holt & Co
Managing Director, Head of OFS IB

Adam Peakes serves as Managing Director in the Investment Banking division covering the oilfield services sector. Previously, Peakes was a Managing Director in the Global Natural Resources Group at Goldman Sachs in Houston, and he also served in the firm's New York office during his 11-year tenure with the firm. Peakes began his career as an Analyst at Enron Capital & Trade Resources. He holds a BA in Political Science from Rice University and an MBA from Harvard Business School.



Mark Prescott
Prescott Legal Search

Mark Prescott received his B.S. degree in 1997 from Vanderbilt University. After graduating, Mark lived in Santiago, Chile and Buenos Aires, Argentina and worked for Internet Securities, a Boston-based provider of emerging markets financial information. Upon returning home to Texas in 2000, Mark joined Korn/Ferry International's Houston office as a Senior Associate in its Energy practice. He spent nearly five years with Korn/Ferry, conducting executive level searches in the Consumer, Energy, Healthcare, Industrial and Technology practices. In 2005 Mark joined AT Kearney's Washington, D.C. office and its Higher Education and Life Sciences practices. Mark joined Prescott Legal Search, one of the nation's oldest legal search firms, in 2006. His primary focus is on national in-house attorney search, with a secondary focus on law firm placements.

James Prince
General Counsel- Government Affairs
Schlumberger

A decade of private practice at a DC based law firm focusing on International Trade law
Joined Schlumberger in 2010 and has served as TCC Manager for Supply Chain, Global TCC
Manager and now Government Affairs General Counsel addressing Schlumberger's
anticorruption, trade compliance and government investigations.



John J. Sardar
Chief Compliance Officer
Noble Energy, Inc.
Houston, Texas

John is the Chief Compliance Officer for Noble Energy, Inc. ("Noble Energy"). In his role, he oversees all aspects of Noble Energy's ethics and compliance program globally, and is responsible for implementation and management of the company's ethics and compliance policies, procedures and guidelines to ensure the company's employees understand and adhere to Noble Energy's Code of Conduct, and legal and regulatory requirements.

John has legal experience in both private and in-house practice, and working for the U.S. government. Prior to joining Noble Energy, he was Director, Ethics & Legal Compliance with Baker Hughes Inc., a *Fortune 300* provider of oil field products and services to the worldwide oil and gas industry. He previously also worked as Deputy Compliance Officer & Counsel-Litigation with St. Louis-based Charter Communications, Inc. Before that in private practice, he worked with Bryan Cave LLP, an international law firm headquartered in St. Louis, Missouri with over 1,100 lawyers worldwide. John's governmental experience includes service as a Special Assistant United States Attorney during 1999-2000 with the office of the Special Counsel John C. Danforth to investigate the Federal Bureau of Investigation's (FBI) role in the 1993 siege and subsequent raid on the Branch Davidian compound in Waco, Texas.

John earned a bachelor's degree in Economics from California State University at Long Beach, and a law degree from St. Louis University, and is member of the Missouri Bar. He is a frequent speaker at domestic and international conferences addressing legal and regulatory compliance and other international trade law issues.

Eden Sholeen
ExxonMobil Global Services Company

Eden Sholeen graduated from University of Texas Law School in 1993. She currently is the Assistant Chief Attorney of ExxonMobil Global Services Company with Exxon Mobil Corporation's Law Department. Global Services Company provides IT, Procurement, and Real Estate and Facilities services to ExxonMobil's Affiliates world-wide. In particular, Procurement Law is responsible for the contracting for Upstream and Downstream Major Capital Projects, Catalysts / Chemicals, Craft Labor, Equipment & Materials, Drilling Services, Exploration and Wellwork, Drilling Materials and Subsea Equipment, IT, Corporate, Lubricants & Basestocks, Retail & Marketing, Professional & Technical Labor, Rigs, Transportation & Logistics, Upstream Operations. Before joining Exxon Mobil Corporation in 2008, Eden was a partner at Bracewell.



JEFFERY S. SPALDING
Halliburton

Jeff Spalding is Vice President and Chief Ethics & Compliance Officer (CECO) and reports to the Audit Committee and the Executive Vice President and General Counsel. He is the strategic leader of the Ethics and Compliance department, setting priorities and directives for each of the practice groups under his direction. Before becoming CECO, Mr. Spalding was Vice President, Global Compliance and Assistant General Counsel and head of the Anti-Corruption and International Compliance (ACIC) practice group where he was responsible for compliance initiatives and investigations across Halliburton's global operations.

Prior to joining Halliburton, Mr. Spalding served as Senior Compliance Counsel for Target Corporation and managed the retailer's global anti-corruption program. Before entering the private sector, Mr. Spalding served as a Deputy Chief in the Criminal Division of the U.S. Department of Justice in Washington, D.C., and as an Assistant United States Attorney in the Criminal Division of the U.S. Attorney's Office in Chicago, Illinois where he prosecuted public corruption, health care fraud, violent crime, and narcotics cases. Mr. Spalding also served as Senior Counsel to Senator Dianne Feinstein (D-CA) in the U.S. Senate Judiciary Committee, where he advised the Senator on crime and national security issues.

Mr. Spalding earned a Juris Doctor Degree from the University of Michigan Law School in 1996, and a Bachelor's Degree as a double major (magna cum laude) in History and Political Science from Alma College. He is a member of the State Bar of Michigan and the American Bar Association. He has also lived and worked as the American Bar Association's Chief Anti-Corruption Adviser in Moscow, Russia and served as Vice President of Global Compliance for Teva Pharmaceuticals in Philadelphia, Pennsylvania.

Rachel Powitzky Steely

Co-Chair, Labor and Employment, Partner, Labor and Employment

Rachel Powitzky Steely is recognized as one of the foremost female trial lawyers in Texas specializing in employment law, counseling companies and executives throughout the U.S. on prevention of costly litigation and methods to increasing employee performance. She represents clients in a wide variety of employment-related issues, including unfair competition, restrictive covenants (non-competition, non-solicitation and confidentiality), trade secrets, equity and embezzlement. Rachel has extensive experience representing clients in both prosecuting and defending expedited proceedings seeking emergency injunctive relief, which allows her to provide quick, strategic and efficient representation for employers and executives.

Rachel was named a top Texas female trial lawyer by Texas Lawyer, is recognized by Chambers USA, is a former student investigator for the Wage and Hour Division of the U.S. Department of Labor and is Board Certified, Labor & Employment Law, by the Texas Board of Legal Specialization.

Rachel assists companies and executives in a wide variety of employment matters, including:

- Anti-competitive activities, restrictive covenants and trade secret theft
- Discrimination, retaliation and harassment
- Executive agreements
- OSHA and safety
- Pay, wage and hour issues
- Terminations, hiring, layoffs and severance agreements

Rachel represents clients of all sizes, including multinational corporations, local businesses and executives. She has represented clients in various sectors, including oil and gas services and production, as well as insurance brokerage, security, safety, chemical, service and retail.

Experience

- Prosecuted or defended over 30 temporary restraining order and temporary injunction proceedings in state and federal court, primarily focusing on unfair competition, trade secret misappropriation, and non-solicitation and non-competition agreements
- Represented an innovative plastics solutions company in a suit filed against former employees where a jury returned a



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Industries

Energy
Hospitality
Insurance

Practices

Discrimination and Harassment
Labor and Employment
Non-Competition, Trade Secret and Unfair Competition
Startups, Emerging Business and Venture Capital

Education

J.D., South Texas College of Law (1994)

- Member, National Order of Barristers
- Member, The Order of Lytae
- Finalist, ABA Appellate Advocacy Competition (1994)
- Finalist, American Trial Lawyers Association Mock Trial

multimillion-dollar verdict establishing the trade secret nature of the technology and the misappropriation by the defendants

- Defeated efforts by competitor to shut down construction of factory based on noncompete, trade secret and breach of fiduciary duties obligations
- Represented several groups of departing executives and managers of international insurance company against former employer for claims of breach of partnership agreement, stock option, non-competition, non-solicitation and confidentiality agreements
- Represented and advised energy companies in litigation, DOL investigations and self-audits regarding payment of employees, including independent contractor status, overtime payments and FLSA exemptions
- Represented pension plan fiduciaries in dispute over appropriate investment choices
- Represented numerous companies in many instances of litigation and EEOC Charges filed by former employees alleging race, disability, FMLA, age, religion, sex and national origin discrimination, harassment and retaliation
- Represented construction companies in OFCCP and FLSA investigations and litigation
- Represented numerous energy companies in many instances of litigation and charges filed by former employees alleging race, age, sex and national origin discrimination
- Advising and defending clients from whistleblower claims under Section 806 of the Sarbanes-Oxley Act of 2002 which has involved advising board of directors and officers with respect to employee investigations and appropriate actions
- Prevailed in injunction to stop competing startup energy technology company from building similar tools in competition with client
- Represented new insurance brokerage firm in lawsuit by former employer of executives for claims of tortious interference breach of noncompetition, non-solicitation and confidentiality agreements
- Represented financial services firm after executive employees joined a competitor and attempted to take key clients to the new firm
- Represented fire and security company in several cases against employees for misappropriation of confidential information, breach of fiduciary duties and breach of nonsolicitation agreements
- Represented employer in workers compensation retaliation litigation from trial to the Texas Supreme Court
- Defended companies and others against DOL Solicitor for OSHA willful and serious citations, working cooperatively with the defense attorneys in accompanying personal injury actions

Competition (1993)

B.S., Texas A&M
University (1991)

- Economics

- Represented oil and gas services companies against harassment and discrimination lawsuit filed by the Equal Employment Opportunity Commission in federal court
- Represented accounting and consulting firms in action by former employee for job misclassification and Family and Medical Leave Act retaliation
- Represented employers in litigation of OSHA safety violations in the 5th U.S. Circuit Court of Appeals
- Represented employers in wage and hour disputes under the Fair Labor Standards Act for improper payment or classification of workers, including collective actions
- Represented employer in threatened union concerted activity
- Represented companies against executives claiming amounts owed pursuant to "change of control" and "good reason" termination provisions in executive agreements
- Prevailed on summary judgment, and affirmed per curiam by the Fifth Circuit Court of Appeals, for chemical company on discrimination, harassment and retaliation claims
- Represented a chemical manufacturer in defending claims regarding disability and age discrimination
- Represented multiple companies in defense of claims of workers injury and retaliation
- Represented multiple companies, including an oil and gas services company, in claims of same-sex harassment and sex discrimination
- Represented title insurance company in race discrimination lawsuit associated with mass layoff
- Represented home builder in claims by executive of unpaid bonuses and commissions
- Represented Chief Risk Officer in employment dispute and investigation by SEC
- Represented partners on several occasions in partnership dissolution litigation involving theft of inventory, breach of fiduciary duties and winding down
- Represented large insurance underwriter in action by former employee for amounts due under executive contract
- Negotiate and draft executive and employee employment agreements containing stock option, noncompetition, commission, 409A and intellectual property rights provisions
- Assist employers in the documentation and initiation of terminations and mass layoffs in conjunction with federal and state laws, including the Age Discrimination in Employment Act, FMLA, ARRA and WARN
- Assist employers in classification of employees as exempt or nonexempt and provide advice with regard to competitive pay strategies
- Investigation of employee and shareholder whistleblower,

discrimination, safety and theft complaints

- Assist employer in monitoring and training managers to enhance employee performance through toolbox series and effective performance management and evaluation
- Timely advise clients regarding new laws and decisions affecting clients' workforce, policies and benefits
- Consulting with American companies on employment agreements and issues for overseas workers
- Providing monthly and quarterly lunch seminars on important employment topics and strategies
- Represented several corporate officers upon termination of employment
- Teaming with employers with a focus on preventative measures to reduce litigation and whistleblower and safety complaints including development of operational strategies to incentivize employees towards maximizing output and safety, training managers regarding strategies to avoid litigation or governmental investigations, coordinating programs to ensure compliance with different federal and state laws at the time of termination, medical leave or layoff and drafting numerous applications, policies and procedures and guidelines to help companies comply with federal and state laws

Professional & Community

Professional Affiliations

- Board Certified, Labor & Employment Law, Texas Board of Legal Specialization
- Member, Houston Bar Association
 - Former Chair, Lawyers in Public Schools
 - Former Member, Adopt an Angel Program Committee
 - Former Member, Speakers Bureau Committee
 - Former Member, Special Olympics Auction Committee
- Fellow, Texas Bar Foundation
- Former Member, Women's Energy Network, Houston
- Former Member, Texas Young Lawyers Association
 - Former Vice Chair, Crossing the Line and Borders & Boundaries Program
- Former Board Member, Houston Young Lawyers Association
 - Former Chair, Crossing the Line and Borders & Boundaries Program

Honors & Awards

- Recognized, Chambers USA: America's Leading Lawyers for Business (Tom Wicker ed., Chambers & Partners)

- Labor and Employment (2016)
- Recognized, Top Female Litigator in Texas, Texas Lawyer Winning Women (2014)
- Recognized, Texas Super Lawyers, a Thomson Reuters business, as published in Texas Monthly
 - Employment Litigation: Defense (2005-2016)
- Recognized, Texas Rising Stars, a Thomson Reuters business, as published in Texas Monthly (2005)
- Recognized, Houston's Top Lawyers, H Texas Magazine
 - Labor and Employment (2004, 2011, 2012)
- Recognized, Professional on the Fast Track, H Texas Magazine (2005, 2008, 2009)

Community Involvement

- Corporate Guild Board Member, Dress for Success Houston
 - Chair, "A Night Out" (fundraiser held annually) (2011-2014)
- Coach, West University Girls Softball Association (2008-present)
 - Auxiliary in support of WUSA
 - WUSA Auction Committee
 - Coach, WUSA Summer All-Stars
 - Coach, WUSA Spring and Fall Ball
- Volunteer, St. Vincent De Paul Catholic Church
 - Member, Capital Campaign Committee
 - Volunteer, Lord's Day Program
 - Volunteer, Fall Festival
- St. Vincent De Paul Catholic School
 - School Board Member (2012-2015), St. Vincent De Paul Catholic School
 - Co-Chair – Annual Fund
 - Member, Parent Teacher Organization
 - Member, Gala Committee
 - Member, Breakfast with Santa
- Former Board Member, Friends of the Ronald McDonald House
- Former President and Board Member, Young Friends of the Ronald McDonald House
- "Cookie Mom," San Jacinto Girl Scouts, Troops 25272 and 25199

Admissions

- Texas State Courts (1994)
- Supreme Court of Texas

- U.S. District Court for the District of Arizona
- U.S. District Courts for the Eastern, Southern and Western Districts of Texas
- U.S. Courts of Appeals for the Fifth and Ninth Circuits

Speaking Engagements

- 05.20.15
The Road Ahead: Oil & Gas Law Issues in Times of Industry
Economic Uncertainty
ACC Houston Energy Practice Group CLE

Blogs

- 05.31.16
WARN Act Claims Fail Against Oilfield Drilling Company
Work Knowledge Blog
- 08.03.11
Texas Employees May Now Bring Guns to Work
Work Knowledge Blog
- 04.13.11
ADA Amendments Act
Work Knowledge Blog

Alerts

- 03.04.15
Drilling and Service Companies Targeted Under WARN Act
- 08.24.10
Shutting Down Corporate Pick-Pockets

News

- 07.05.16
Gardere Represents Inhance Technologies in Trade Secrets Suit
- 11.21.14
Gardere Hosts the 14th Annual 'A Night Out' Benefiting Dress for Success
- 10.28.14
Rachel Steely Sets \$1M Fundraising Goal for Houston's Dress for Success Event
- 09.03.14
Gardere Partner Rachel Steely Named One of the State's Top 'Winning Women' by Texas Lawyer
- 09.01.14
Texas Lawyer Features Winning Women Honoree Rachel Steely
- 07.29.14
Gardere Partner Rachel Steely Named to Texas Lawyer's List of Winning Women

- 02.01.14
Gardere Sponsored 'A Night Out' Highlighted in Houston Bar Association Bulletin
- 11.26.13
Houston Style Magazine Features Dress for Success Houston's 'A Night Out'
- 11.11.13
Gardere's Rachel Steely Featured on ABC Channel 13
- 11.09.13
Partner Rachel Steely Featured on Houston Weekend Magazine
- 10.31.12
Houston Chronicle Talks Election Law Compliance with Rachel Steely
- 07.19.12
H Texas Magazine Honors Gardere Attorneys in Houston's Top Lawyers List 2012
- 11.18.11
Gardere Raises Record-Breaking Amount at 'A Night Out' Benefiting Dress for Success Houston



ROBERT (BOB) P. THIBAULT

Counsel

bob.thibault@haynesboone.com

PRACTICES: Energy, Power and Natural Resources, Oil and Gas Litigation, Energy Litigation, Midstream; **TRENDING ISSUES:** Water Rights

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EDUCATION AND CLERKSHIPS

- J.D., University of Texas at Austin School of Law, 1978
- B.A., Boston College, 1974

BAR ADMISSIONS

- Texas
- Colorado

COURT ADMISSIONS

- United States Supreme Court
- U.S. Court of Appeals for the Third Circuit
- U.S. Court of Appeals for the Fifth Circuit
- U.S. Court of Appeals for the Sixth Circuit
- U.S. Court of Appeals for the Tenth Circuit
- U.S. Court of Appeals for the Eleventh Circuit

Robert Thibault is counsel in the Energy Practice Group in the Denver office of Haynes and Boone, LLP. He represents clients in energy law and commercial litigation matters, including domestic and international oil and gas transactions, as well as oil and gas and administrative agency litigation.

Licensed in Texas and Colorado and with an active practice in Texas, the federal offshore and in the Rocky Mountain Region, Bob represents the full range of energy companies involved in highly technical energy disputes, emphasizing the use of engineering and scientific experts in combination with the relevant administrative and regulatory environment. He has litigated, as well as advised on a wide range of matters involving royalty payments, gas sales and purchases contracts, lease operations and termination, and gas processing plants and storage facilities.

Bob also represents clients in negotiating and drafting the full range of acquisition and operational documents for domestic and international oil and gas transactions. He has directly managed the acquisition and sale of participating equity interests in international concessions, including final government approvals and appurtenant legislation, located in the Republic of Guinea in West Africa, the Middle East (Jordan), Eastern Europe (Hungary) and Australia.

Previously, Bob served as Senior Attorney in the Legal Department of Texaco Inc., representing the company in complex litigation in civil litigation, arbitration and mediation and providing advice on transactional matters. He represented the company before federal and state courts of all levels and before administrative agencies, including the Bureau of Ocean Energy Management, Regulation and Enforcement, formerly the Minerals Management Service of the Department of Interior, the Federal Energy Regulatory Commission (FERC) and the Texas Railroad Commission. Bob also managed a multi-regional litigation team responsible for handling suits and arbitrations in all states outside of the Gulf and West Coasts.

Professional and Community Activities

- Texas Bar Association
- Colorado Bar Association
- Denver Bar Association

- Association of International Petroleum Negotiators

Professional Recognition

- Listed in *The Best Lawyers in America*, Woodward/White, Inc., for Corporate Law, 2013-2016

Selected Publications and Speeches

Articles and Publications

- "New Versus Old West: Post-Production Costs in the Rocky Mountain Region, The Current Status of Treatment of Post-Production Cost Deductions from Gas Royalties in the Rocky Mountain Region," *The Landman*, publication of the Association of American Petroleum Landmen, January/February 2013.
- "BSEE Issues Draft Policy Statement Implementing Safety Culture for Regulated Activities on the OCS," *Client Update*, December 26, 2012.
- "The Post-Macondo World of Litigation, Regulation and Transactions: No Longer Business as Usual," *Oil, Gas and Energy Law Journal*, published December 2012.
- "BSEE Further Entrenches Its Claimed Extension of Jurisdiction to Service Contractors Operating on the OCS," *Client Update*, August 27, 2012.
- "The Post-Macondo World of Litigation, Regulation and Transactions: No Longer Business as Usual," the Institute of Energy Law, Annual Conference on Oil and Gas Law, February 2012.
- "BSEE Asserts Jurisdiction Over Offshore Oil and Gas Service Companies," *Client Update*, December 8, 2011.
- "New Offshore Enforcement Bureau Now on the Beat," *Client Update*, October 3, 2011.
- "Are Today's International Model Operating Agreements Looking Far Enough Into Tomorrow? Operator Liability For Major Spill or Blowout Incidents," Paper for International Oil, Gas and Mining Institute, Rio de Janeiro, April 5, 2011.
- "ENERGY/ENVIRONMENTAL LAW ALERT: Potential Criminal Liability Awaits Chief Executive Officers of Oil and Gas Operators on the Outer Continental Shelf," *PB Oil and Gas Newsletter*, June 14, 2010.

Speaking Engagements

- "Disputes over Sub-Surface Rights and Trespass Arising From Fracing and Horizontal Drilling," North Dakota Annual State Bar Meeting of the Real Estate and Probate Section, Bismark, North Dakota, December 6, 2013.
- "BSEE's Extension of Jurisdiction to Service Companies and Equipment Suppliers: the Perfect Regulatory Storm," Haynes and Boone LLP Round Table to industry participants, Houston, Texas, October 1, 2013.
- "Minimizing Liability in Disputes over Water and Surface Rights Arising from Horizontal

- Drilling Activities," Panel Member and Presenter, American Conference Institute's 2nd National Forum on Oil & Gas Litigation, Houston, Texas, September 12, 2013.
- "BSEE's Extension of Jurisdiction to Service Companies and Equipment Suppliers: the Perfect Regulatory Storm," Professional Equipment Suppliers Association ("P.E.S.A"), Quarterly Meeting, Houston, Texas, March 26, 2013.
 - "The Impact of BSEE's Extension of Direct Regulation to Service Companies," National Ocean Industries Association Annual Conference, Washington, D.C., March 15, 2012.
 - "The Post-Macondo World of Litigation, Regulation and Transactions," Institute of Energy Law, Annual Conference, Houston, TX, February 15, 2012.
 - "Operator Liability for Massive Spill Accidents under International Operator Agreements," International Mining, Oil and Gas Institute, sponsored by the Rocky Mountain Mineral Law Foundation and the International Base Association, Rio de Janeiro, BR, April 4, 2011.

Carter L. Williams



Of Counsel

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Carter Williams is of counsel in Baker Donelson's Houston office and a member of the Oil & Gas Industry Service Team, Business Litigation Group and Government Enforcement and Investigations Industry Service Team. Carter represents multinational energy companies, drilling contractors, oilfield services companies, commodity trading concerns and trade associations in complex commercial and environmental litigation in federal and state courts throughout the country at the trial and appellate levels. He was a member of a trial team in the multidistrict litigation arising from the 2010 Gulf of Mexico oil spill and managed data preservation, discovery and trial evidence issues for the drilling contractor in those proceedings.

Carter also assists clients with high-stakes internal investigations, including of potential issues under the Foreign Corrupt Practices Act (FCPA) and UK Bribery Act, and government investigations and enforcement proceedings involving the Department of Justice (DOJ), Securities and Exchange Commission (SEC), United States Coast Guard (USCG), Bureau of Safety and Environmental Enforcement (BSEE), Congress, states' attorneys general and other federal and state agencies. He also advises clients regarding regulatory compliance, particularly with respect to Health, Safety, and Environmental (HSE) issues.

Carter counsels clients regarding crisis management and incident investigations in the aftermath of accidents involving environmental damage or injuries. He has extensive experience with e-discovery and data retention and regularly advises energy companies regarding the design and implementation of efficient and defensible e-discovery policies and procedures.

Representative Matters

- Representing an international drilling contractor in the multi-district litigation resulting from the Macondo Oil Spill and in related Congressional and regulatory proceedings.
- Representing an oilfield services company in internal investigation of issues related to the FCPA and UK Bribery Act.
- Counseling an international oil and gas company with respect to crisis management and internal investigation of offshore incident involving multiple fatalities.
- Representing an international oil company in a \$100 million lawsuit involving counterparty's repudiation of a long-term refinery supply agreement based on a declaration of force majeure.
- Representing a drilling contractor in BSEE and USCG investigations following an offshore blowout of a natural gas well.
- Representing an oilfield services company in connection with an internal and NTSB investigation of a helicopter crash.
- Advising an international energy company regarding emergency response protocols and allocation of risk in contracts and HSE bridging documents.
- Representing client in a natural gas royalties dispute and litigation of related indemnification claims.
- Representing a national oil company in putative class action alleging antitrust violations.
- Counseling an international energy company with respect to various operational, regulatory and litigation issues during three-month secondment to in-house legal team.
- Representing an oil trading company in litigation involving the disputed pricing terms of a crude oil

buy-sell agreement and related parent company guaranty.

- Advising an international exploration and production company and a Fortune 500 pipeline company regarding the design and implementation of defensible and efficient e-discovery processes.

Professional Honors & Activities

- Listed as a *Texas Rising Star* in Energy and Natural Resources by Texas Super Lawyers (2014 – 2016)
- Member – Litigation Section and Environmental Law Section, American Bar Association
- Member – Energy Bar Association
- Member – State Bar of Texas
- Member – District of Columbia Bar Association
- Member – Virginia State Bar Association

Publications & Speaking Engagements

- Co-author – "Best Practices for Assessing and Enhancing Compliance Prior to an Incident," *Corporate Compliance Insights*, August 3, 2016
- Author – "3 Corners Not to Cut in the Downturn," *Houston Business Journal*, April 2016
- Speaker – "Emerging Ethics and Compliance Issues in the Oilfield: Coping with the Criminalization of Oil and Gas Operations," Baker Donelson CLE program, April 19, 2016
- Speaker – "Upstream Litigation Outlook 2016," American Petroleum Institute's Subcommittee on Exploration and Production Law's quarterly meeting, January 19, 2016
- Speaker – "The Perils of Communication: How Good People Can Avoid Bad Documents," 42nd Annual Institute of the National Association of Division Order Analysts, Amelia Island, Florida, September 3, 2015
- Co-author – "Texas High Court Provides Certainty over O&G Operations," *Law360*, 2014
- Panelist – "E-Discovery Panel at *Texas Lawyer's Energy Summit*," May 21, 2014
- Co-author – "In Texas, Conflict Between Mineral and Water Rights," *National Law Journal*, 2014
- Co-author – "W.Va. Leak is a Message to All Company Safety Practices," *Law360*, 2014
- Co-author – "Be Prepared for the Inevitable 'Process Safety' Attack," *Corporate Counsel*, 2014
- Co-author – "Guest Commentary: BP engineer's trial shows worst outcome of failure to preserve evidence," *Houston Chronicle's Fuelfix* blog, 2013
- Speaker – "Keeping Control of Data and Avoiding Inadvertent Productions," webinar, September 2012
- Panelist – "*Texas Lawyer's E-Discovery Panel*," Law Tech Houston Conference, May 10, 2012
- Panelist – "E-Discovery in the Energy Sector," E-Discovery Masters Series, March 20, 2012

Admissions

- Texas
- District of Columbia
- Virginia

Education

- Washington and Lee University School of Law, J.D., 2004, cum laude
 - Executive Editor, *Washington and Lee Law Review*
- University of Virginia, B.A., 2000

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