Association of International Energy Negotiators

INTERNATIONAL CENTRE FOR DISPUTE RESOLUTION®

Dispute Resolution in the International Energy Business

October 14 - 15, 2024 • Omni Hotel • Houston, Texas USA

Dispute Resolution in the International Energy Business

About AIEN
www.aien.org

The Association of International Energy Negotiators (AIEN) is the leading professional membership organization of commercial negotiators and energy lawyers in the international energy industry, serving more than 2,800 professionals in some 110 countries. AIEN develops model contracts that are widely used throughout the industry, provides educational seminars and conferences around the world, publishes leading research on emerging energy issues and is the premier forum for dialogue on energy transactions amongst companies, government and their advisors.

About ICDR
www.icdr.org

Established in 1996 as the global component of the American Arbitration Association®, the International Centre for Dispute Resolution® (ICDR®) provides conflict-management services in more than 80 countries with a staff fluent in 14 languages. The ICDR's administrative services include assisting in the appointment of mediators and arbitrators, setting hearings, and providing users with information on dispute resolution options, including settlement through mediation. Ultimately, the ICDR aims to move cases through arbitration or mediation in a fair and impartial manner until completion.

Omni Houston Hotel
4 Riverway, Houston, Texas 77056 Phone: +1-713-871-8181

Located in desirable Uptown, Omni Houston Hotel feels like a secluded resort, but is minutes from The Galleria, an upscale shopping center. You'll also find Houston's expansive Museum District, NRG Stadium and the Toyota Center just a short drive away. There are countless things to do near this Uptown Houston hotel.

Room Rates
Run of House $189 per night

Reservations

Reservations can be made online at the following link: https://www.omnihotels.com/hotels/houston/meetings/dispute-resolution-in-the-international-energy-business-10132024

The deadline date to make reservations is **September 13, 2024**. After this date, sleeping rooms will be on a space-available basis at the hotel's prevailing rate. The room rates are available up to three days before and three days after the conference, subject to availability.

For more details about booking your stay and traveling to Houston, please visit the conference website at: https://www.aien.org/forms/meeting/Microsite/DR2024

CLE Credits

West LegalEdcenter is procuring continuing legal education (CLE) credits on behalf of American Arbitration Association. This program is available for CLE credits in Texas, New York, and California. Credit amounts vary by attendance verification and jurisdictional rules and cannot be confirmed in advance of the program.

Registration

By September 13
AIEN & ICDR Member: $960 | Non-member: $1,200

After September 13
AIEN & ICDR Member: $1,200 | Non-member: $1,500

Full payment must be received in order to process registration. Conference registration fees include admission to all sessions, course materials, lunch, refreshment breaks and a networking reception as outlined in the program. Your registration does not include hotel and travel accommodations. All fees are in US dollars.

AIEN Members and non-members should register with AIEN at: https://www.aien.org/forms/meeting/Microsite/DR2024.

Please see AIEN's website for its cancellation policy.

ICDR Members: Please select the 'non-member' rate and enter the promotional code on the payment page provided by ICDR in order to receive the discount.

Conference Sponsors

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Houston International Arbitration Club

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Dispute Resolution in the International Energy Business

CONFERENCE PROGRAM

MONDAY, OCTOBER 14, 2024

08:30 – 09:00 **Registration and Refreshments**
Constellation Ballroom Foyer

09:00 – 09:15 **Opening Remarks**

Tim Martin, Conference Co-Chair
Bridget McCormack, President, AAA-ICDR
Michael Beirne, 2024-2025 President, AIEN

09:15 – 10:30 **Session One: The History and Evolution of Energy Disputes**

Energy disputes have a long and distinguished history going back more than a hundred years. In addition to being the business sector that perennially dominates both investor-state and commercial disputes, energy disputes, in particular oil & gas disputes, have established the principles of investment law and international arbitration, which are now widely accepted and used throughout the world. This panel discusses the early historical cases and how they have influenced today's disputes world.

Chair: **James Loftis**, Vinson & Elkins, Houston, USA
Tim Martin, Northumberland Chambers, Calgary, Canada
Doak Bishop, King & Spalding, Houston, USA

10:30 – 11:00 **Refreshment Break**
Constellation Ballroom Foyer

11:00 – 12:30 **Session Two: Boundary Disputes: Legal, Commercial & Geopolitical Issues**

The delimitation of boundaries is a major area of disputes amongst sovereign states. A large majority of them deal with competing governments wanting to access oil & gas reserves and mineral deposits. This panel will discuss sovereign boundary disputes that have arisen in South America and the Caribbean as a result of the recent discovery of world class oil fields in offshore Guyana. Major legal, economic and geopolitical issues have arisen between adjacent states that have been exacerbated by the complexities of the shifting coastline in South America and the difficulties in delimiting the outer continental shelf.

Chair: **Mike Josephson**, Independent Arbitration Counsel, Victoria, Canada
Robert Volterra, Volterra Fietta, London, UK
Coalter Lathrop, Sovereign Geographic, Chapel Hill, USA
Robert van de Poll, Fugro, Hanwell, NB, Canada

12:30 – 14:00 **Luncheon with Fireside Chat: The Impact of AI on Energy Disputes**
Constellation Ballroom East

Bridget McCormack, AAA-ICDR, New York, USA
Kimberly Phillips, Shell Oil Company, Houston, USA

14:00 – 15:30 **Session Three: Investor State Disputes**

The panel will present a review of investor state disputes arising from treaties & contracts. The session will focus on recent state investment disputes in the energy sector and emerging trends in their resolution. The panel will discuss investment arbitrations that have dealt with cost recovery, tax disputes, decommissioning, prudent operator standards, good oilfield practice and the stabilization of financial terms in energy investment contracts, in addition to human rights and ESG issues that are now arising in state investment disputes.

Chair: **Dawn Lannin**, TotalEnergies, Houston, USA
Alex Yanos, Alston & Bird, New York, USA
Andrew Behrman, Baker Botts, New York, USA
Carolyn Lamm, White & Case, Washington DC, USA

15:30 – 16:00 **Refreshment Break**
Constellation Ballroom Foyer

16:00 – 17:30 **Session Four: Joint Venture Disputes**

The energy sector's projects are predominantly done through joint ventures. The members of this panel authored the leading textbook on disputes arising from joint ventures in the energy and natural resource sectors. Their discussion will cover disputes arising from both incorporated and unincorporated joint ventures in the oil & gas, solar, wind and nuclear industries in addition to the mining sector. Their research and analysis covers nearly 400 cases from around the world, including previously unpublished international arbitral awards.

Chair: **Ann Ryan Robertson**, Locke Lord LLP, Houston, USA
Tim Martin, Northumberland Chambers, Calgary, Canada
John Gilbert, Bracewell, London, UK

17:30 - 19:30 **Networking Reception**
The Landing

All conference sessions will be held in Constellation Ballroom West at the Omni Houston Hotel unless otherwise stated.

Dispute Resolution in the International Energy Business

CONFERENCE PROGRAM

TUESDAY, OCTOBER 15, 2024

09:00 – 10:30 Session One: Damages in Energy Disputes

The primary remedy provided in international energy arbitration awards is damages, whether in state investment or commercial disputes. This segment will review the kinds of valuation methods and compensation standards applied in such disputes and how damages are assessed in large, complex energy transactions.

Chair: **Kathleen Paisley**, Ambos NBGO, Brussels, Belgium
Laura Hardin, Alavarez & Marshall, Houston, USA
Daniel Johnston, Petroleum Economist, Dallas, USA
Herfried Woss, Woss & Partners, Washington DC, USA

10:30 – 11:00 Refreshment Break
Constellation Ballroom Foyer

11:00 – 12:30 Session Two: Alternative Energy Disputes

As alternative energy sources expand their share of energy projects, so do their disputes. This panel will discuss emerging disputes from the solar, wind, nuclear and power generation industries. These include state investment, joint venture, financing, IP technology, licensing, regulatory and construction disputes.

Chair: **Marcela Berdion-Straub**, TotalEnergies, Houston, USA
Oisin Brady, Independent Expert, Strasbourg, France
Gretta Walters, Chaffetz Lindsey, New York, USA
Nathan O'Malley, Mussick Peeler, Los Angeles, USA

12:30 - 14:00 Luncheon with Presentation: Upstream Processes to Resolve Energy Disputes
Constellation Ballroom East

Steve Andersen, AAA-ICDR, Los Angeles, USA
Cecilia Azar, Galicia Abogados, Mexico City, Mexico
Teresa Garcia-Reyes, Baker Hughes, Houston, USA

14:00 – 15:30 Session Three: Energy Infrastructure Disputes

Energy companies are involved in some of the largest construction projects in the world. This session provides an in-depth analysis of the infrastructure and construction disputes that arise in the international energy business.

Chair: **Elisabeth Eljuri**, Westlawn Americas Offshore, Houston, USA
Ed Diggs, Bechtel, Houston, USA
Ajey Chandra, Baker & O'Brien, Houston, USA
Salvador Fonseca, Fonseca, Rodríguez & Perchemlian, Mexico City, Mexico

15:30 – 16:00 Refreshment Break
Constellation Ballroom Foyer

16:00 – 17:30 Session Four: The Client's View of International Energy Disputes

The clients provide their overview of the important issues in energy disputes that impact their companies. This panel of in-house counsel will discuss the critical issues from their perspective that arise from energy disputes, including what was discussed throughout this conference. You will hear what they think is important in resolving these kinds of disputes and how they prefer them to be resolved.

Chair: **Sasha Carbone**, AAA-ICDR, New York, USA
Chris Brierly, bp, London, UK
Teresa Garcia-Reyes, Baker Hughes, Houston, USA
Almudena Otero De La Vega, CFE, Mexico City, Mexico

17:30 – 17:45 Closing Remarks

Mike Josephson, Conference Co-Chair
Steve Andersen, AAA-ICDR

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