Minutes of the IENRC Monthly Call of Thursday, April 7, 2016 (the “Call”)

Welcome

Belle Toren welcomed the attendees to this Call.

In attendance:

Mariana Paula Ardizzone, Co-Chair - mariana@ardizzone.com.ar
Belle Toren, Co-Chair - belle@belletoren.com
Jorge Kamine, minute taker – jorge.kamine@skadden.com
Leonardo Sempértegui Vallejo, minute taker - lsv@sempertegui.com
Nick Kowalski - kowalsnj@gmail.com
Benedict Kirchner – benedict.kirchner@steptoe-johnson.com
Eddie Varon Levy - eddiemxlaw@aol.com
Kingsley Osei - Kingsley.Osei@SUNY.EDU
Petra Stewart - petra.stewart@gmail.com
Sabin Volciuc-Ionescu - sabin.volciuc@volciucionscu.com
Markus Zwicky - m.zwicky@zwplaw.ch

Announcements

- Introduction of Leonardo Sempértegui V. and Jorge Kamine as this Call’s Minute Takers

- Belle Toren thanked Melina Juarez-Segura and Chip Seward for taking the minutes during the March 10, 2016 IENRC Monthly Call. The minutes for the March Call were attached to the Notice for this Call and available on the Committee’s website, http://apps.americanbar.org/dch/committee.cfm?com=IC742000

2016 Boot Camps

- Belle Toren reported that Kristin Drecktrah Paz participated in the Liaison Boot Camp Call on March 10, 2016 as the IENRC representative and sent in a brief written report.
  - Belle Toren explained the importance of the liaisons to IENRC and their work with IENRC Co-chairs. Specifically, she mentioned the AIPN (Association of International Petroleum Negotiators) relationship, but also other relationships including with the Swiss bar of which Markus Zwicky is a member and a member of IENRC. She explained that the role of the liaisons included completing certain quarterly forms for the Section leadership, among promoting joint events.
  - Highlights of Kristin Drecktrah Paz’s report from the Liaison Boot Camp Call:

    Section Vice-Chair, Steven Richman, noted that the importance of liaisons is that (1) they help open communication with other ABA committees and sections, and (2) they also help bridge communications outside of the ABA.

    New process for reports for Liaisons:
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i. We have revised the format of the quarterly reporting form so that liaisons specifically report on activities within their liaison organization which might be of interest from a programming, policy, or publication initiative.

ii. Those specific reports will be placed into a special report which will be distributed to all of the division chairs. Accordingly, your division chair will be receiving quarterly information about matters which might be of interest to your committee.

iii. Conversely, you might wish to consider which of our liaison organizations is of interest to your committee.

iv. In this regard, you should also be aware that the Section is reaching out to other ABA sections to try to expand the interaction and communication between them. If your committee relates to an activity for which there is a separate ABA section, you may wish to follow this as well.

- Belle Toren reported on upcoming Boot Camp calls:
  - The next boot camp will be on Thursday, April 21, 2016 at 11:00 a.m. EDT and will focus on the role of Membership. Belle further reported that Marcos Rios, Membership Officer, will participate in this Boot Camp and that Rose Rameau will be asked to attend this Boot Camp.
  - There will also be Boot Camp Call on Thursday, May 12, 2016 at 11:00 a.m. EDT with Nancy Stafford - Rule of Law Officer. This Call will conflict with the IENRC Monthly Call.
  - Belle Toren invited anyone interested in attending the next two boot camps as the IENRC representation to contact the Co-Chairs: Mariana Ardizzone or Belle Toren.

Nominations for 2016-17 IENRC Co-Chairs, Vice Chairs and Steering Group Members

- Mariana Ardizzone reported that the Section has changed the process for choosing future leaders for its committees and asked that you let Belle Toren or her know if you want to participate in the Steering Group of the IENRC as an opportunity to get more involved in its leadership, but with a lesser time commitment than a Vice Chair.
  - Mariana Ardizzone noted that a volunteer member of the IENRC Steering Group would support the work of the Vice Chairs in their areas of responsibility, including programs, publications, communications, rule of law, diversity, policy and membership. Belle Toren indicated that it was a way to learn how the Section works and serve as an introduction to leadership opportunities. One commitment assumed by each member of the IENRC Steering Group is to take minutes at one of the IENRC monthly calls during 2016-17 ABA year.

International Petroleum Summit (IPS)

Final Minutes distributed via Listserv on Friday April 15, 2016
Belle Toren reported that the Section had agreed to be an endorsing organization for AIPN’s International Petroleum Summit (IPS), which will be held May 9 – 12 at The Woodlands Waterway Marriott Hotel, The Woodlands (near Houston), Texas.

Belle Toren reported that IPS offers valuable educational content. Please see the program information and registration details for ABA members on this event below.

The Association of International Petroleum Negotiators (AIPN) is pleased to invite you to attend its first International Petroleum Summit (IPS) in Houston, May 9 - 12, 2016 at The Woodlands Waterway Marriott Hotel and Convention Center.

Keynote speakers include:
- James A. Baker, III, 61st U.S. Secretary of State,
- Emmanuel Gaillard, Partner, Shearman & Sterling LLP,
- Robert Jordan, former U.S. Ambassador to Saudi Arabia,

The program will emphasize audience engagement on industry hot topics, latest industry and regional developments, panel discussions addressing the issues affecting the international energy industry, such as: oil prices, climate change, sanctions, reopening of Iran’s oil and gas industry, boundary disputes, deep-water technology, secrets of successful dealmakers, and much more!

Please download the most up-to-date conference program www.internationalpetroleumsummit.org.

The 3-day event will also feature:
- Pre-conference workshops to strengthen negotiation, valuation, technical and other commercial skills;
- Sessions promoting professional development, including sessions on nonverbal communication, and the science behind successful negotiations;
- Industry-relevant films;
- Meet and greet/book signings with selected speakers; and
- Nearly 13 hours of dedicated networking time, including a new structured speed networking event.

AIPN, the leading professional organization of commercial negotiators and energy lawyers in the international oil & gas industry, develops petroleum model contracts that are widely used throughout the industry, provides educational seminars and conferences around the world, and publishes leading research on emerging energy issues and is the premier forum for dialogue on oil and gas transactions amongst companies, government and their advisors.

For more information about the conference, including venue details and registration fees, please visit: www.InternationalPetroleumSummit.org.
ABA Members receive the member rates on full delegate registrations! Please select “AIPN Non-member” registration type and use the promo code: IPSABA16 to receive the member rate.

2. Programs

- **SIL Spring Meeting** is taking place on April 12-16, 2016 at the Grand Hyatt New York Hotel in New York City.

Belle Toren asked that Committee members let Mariana Ardizzone (mariana@ardizzone.com.ar) know if you are attending the Spring Meeting.

**“BOOM or BUST: How it is Shaping the Future of the Petroleum Industry in the Americas”**

- Belle Toren reminded everyone that the Committee’s panel entitled “BOOM or BUST: How it is Shaping the Future of the Petroleum Industry in the Americas” will take place on Wednesday, April 13, 2016 from 9:00 am to 10:30 am and is co-chaired by Ben Kirchner and Mariana Ardizzone.

- Mariana Ardizzone reported that Scott Roberts, Deputy For Mineral Resources, Pennsylvania Department of Environmental Protection had withdrawn as a speaker, but that she and Carlos de Maria y Campos Segura, Galicia Abogados, Mexico City, Mexico were still on speaking on the panel.

- Mariana Ardizzone asked for recommendations of other speakers who could speak on fracking in the State of New York in place of Scott Roberts and asked that committee members contact either her at mariana@ardizzone.com.ar or Ben Kirchner (Benedict.Kirchner@Steptoe-Johnson.com)

Belle Toren reminded everyone of the following events related to the Spring Meeting:

- **NY Spring Meeting Offsite Dinner**
  - Belle Toren reported that the dinner will take place on Wednesday, April 13th at 9:30pm will now convene at the NY Central Restaurant at the Grand Hyatt New York. [http://grandnewyork.hyatt.com/en/hotel/dining/NewYorkCentral.html](http://grandnewyork.hyatt.com/en/hotel/dining/NewYorkCentral.html).
  - Belle Toren noted that this event is more social and that you can attend without registering for the Spring Meeting.

- **NY Spring Meeting Lunch.** Belle Toren reported that it will take place on Wednesday April 13th and serves as a way to share information about the committee. Ben Kirchner reported that the lunch had already sold out.

- **Thursday April 14th Breakfast.** Belle Toren also reported on the committee breakfast which is free and usually counts with the participation of longstanding committee members.
• **2016 SIL Fall Meeting**
  
  o Belle Toren reported that the IENRC’s proposed program for the Fall Meeting entitled “Opportunity or Barrier: The Effects of Trans-Pacific Partnership on Energy Trading and Investment in the Pacific Rim” (Jeffrey Read and Greg Tereposky, Borden Ladner Gervais LLP) was selected by the Fall Meeting’s Selection Committee for the 2016 SIL Fall Meeting taking place on October 18 through 22, 2016, at the Tokyo Hilton, Japan.
  
  o Belle Toren explained that speakers would be picked soon and co-sponsorships by other Section committee will be sought.
  
  o Belle Toren further reported that the other three programs proposed by the IENRC that were not selected can proceed as teleconference programs if the Committee and the respective co-chairs would like to do so.

• **SIL Regional Forums (Eddie Varon Levy)**

  o **Eddie Levy** explained that regional forums are a great opportunity to meet people in the regions, noted that they have great quality programs, and believes there will more of them in the future.

  o Belle Toren explained that it was important for the Committee to determine how to get involved early in the program development. **Eddie Levy** indicated that the national panel coordinator picks participants for panels and therefore needs to be the committee’s focus. **Markus Zwicky** added that the regional committees drive the organization of these forums.

  o **Eddie Levy** reported on the **2016 Americas Regional Forum** and stated that it was an impressive program, including a valuable panel regarding transitions among in-house counsel and international arbitration. He noted that a significant presence of JAMS members because of the international arbitration panel and he generally discussed what they covered.

  o Belle Toren reported on the **2017 Africa Regional Forum**, which she explained is in the early stages of planning with the Africa Committee spearheading this Forum with the probable location in South Africa. Belle Toren reported that details were limited at this point, but invited Committee members to contact Mariana Ardizzone, Sacha Kachuria (sacha.kathuria@gmail.com) or her to get more involved.

  o Belle Toren asked that Committee members let her know if they were attending the upcoming **2016 Europe Forum** taking place on May 30 - 31, 2016, in Parco dei Principi - Rome, Italy, so they can report to the group.

3. Publications

• **Committee Newsletter**: Belle Toren informs that next edition of the Newsletter should come out in May with a report and photos from the Section’s 2016 Spring Meeting. A variety of articles are in the state of preparation for the newsletter—on China carbon trading, mining in Senegal, and other articles related to Kenya and...
maybe Poland. Mark Gould, who is in charge of the task, is going to be in NYC for the Spring Meeting and we can make him questions regarding articles for the next issue in the meeting or at mark.gould@agg.com. Members are encouraged to submit articles.

- International Law News - Belle Toren informs that we can access past issues of the ILN at this webpage: http://www.americanbar.org/publications/international_law_news/2015/summer.htm!

The themes and deadlines for upcoming ILN issues.

  o Summer Issue Deadline: **May 2, 2016**  
    Theme: Trade Partnerships, including the Trans-Pacific Partnership (TPP) and the Transatlantic Trade and Investment Partnership (TTIP)

  o Fall Issue Deadline: **August 1, 2016**  
    Theme: Arbitration, Mediation, and Online Dispute Resolution (ODR)

The contact for this journal is Lisa Comforty, Managing Editor of ABA Publishing, Periodicals (lisa.comforty@americanbar.org) and Leonardo Sempertequi is the IENRC steering group member available to assist in proposals and articles with the ILN. (lsv@sempertegui.com)

4. Projects

- **Hydraulic Fracturing Subcommittee** (Benedict Kirchner) – organization of webinars after the 2016 Spring Meeting. Belle Toren asks to contact Benedict Kirchner if you wish to join this subcommittee or be involved in the planning of the webinars, benedict.kirchner@steptoe-johnson.com

  Mariana Ardizzone has developed a template questionnaire on unconventional hydrocarbons regulations for different worldwide jurisdictions. If you are interested, please let Mariana know at mariana@ardizzone.com.ar, she welcomes your participation. A questionnaire may also be distributed at the Spring Meeting program, “BOOM or BUST: How it is Shaping the Future of the Petroleum Industry in the Americas” on Wednesday, April 13, 2016.

- **Community of Practice for Sustainable Energy** for All (Renee Doplick), Contact Renee if you are interested in this World Bank supported project, renee@dopplick.com

5. Policy

- **New Policy Initiative**: Belle Toren informs that a notice was received from David Schwarz, the Policy Officer of the ABA Section of International Law, sent to the Co-Chairs and Policy Vice Chairs for the following Committees:

  - International Anti-Corruption Committee
  - International Corporate Counsel Committee
  - **International Energy & Natural Resources Committee**
  - International Environmental Law Committee
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International Investment and Development Committee
International Securities and Capital Markets Committee
U.N. and International Organizations Committee

The Section will only support this effort if it can find a sufficient number of volunteers to work with Linda Lowson (a member of the IENRC) to ensure that this is a Section initiative. Please let Eddie Varon Levy, Policy VC for the IENRC, know if you are interested in helping shepherd this effort as IENRC representatives. David Schwartz plans to set up a call with Linda Lowson and interested volunteers.

Eddie Varon Levy: eddiemxlaw@aol.com
David Schwartz: DASchwartz@wlrk.com
Linda Lowson: lmlowson@gmail.com

- “Hot Topics” programs are to be held as part of the IENRC monthly call at least twice a year.

The next Hot Topics is planned for Thursday, June 9, 2016 IENRC Monthly Call with David Schwartz, Section’s Policy Officer on “Energizing Policy Efforts of the Energy Committee”. We hope to have Linda Lowson join the call and provide a short presentation on her current policy initiative. Thank you to Carrie Caliberto for taking the initiative for arranging this program. Linda Lawson encourages participation in the program.

6. Liaison - AIPN

- Belle Toren informs about the focus on coordinating programs in Africa – including an outreach program with the Strathmore University School of Law (Nairobi) and its Extractives Industry Centre (SEIC) spearheaded by Belle Toren as a result of the Section’s Africa Region Forum held in June 2015. The AIPN, International Senior Lawyers Project (http://www.islp.org/) and the Institute of Energy Law at the Center for American and International Law (Plano, TX) have shown interest in this outreach program, which is to be a part of the LLB & LLM in Oil and Gas program offered by SEIC. Next step is communication of details regarding the programs parameters by the SEIC management. If you are interested in getting involved, please contact Belle Toren, belle@belletoren.com.

- Belle Toren noted that there is now co-sponsor status, comparable to cooperating entity status, for two AIPN 2016 conferences:

  AIPN International Petroleum Summit May 9 to 12, 2016, at The Woodlands Waterway
  Marriott Hotel & Convention Center
  See a full report above, or at the following link:

  Model Contracts Workshop
  June 28 – July 1, 2016
  Banff Springs Hotel,
  Banff, Alberta, Canada
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Link to information and registration, which is open:

11. New Business and New Members

- Belle Toren thanks the new members that joined the call. They are encouraged for participation in future call and activities of the Committee.

  Nick Kowalski - kowalsnj@gmail.com  
  Kingsley Osei - Kingsley.Osei@SUNY.EDU  
  Sabin Volciuc-Ionescu - sabin.volciuc@volciucionescu.com

Belle Toren and Mariana Ardizzone, Co-Chairs  
International Energy and Natural Resources Committee  
ABA Section of International Law

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