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KING & SPALDING

Energy Newsletter



August 2017

TRANSACTIONS

Oil & Gas - Global

Practical Issues Under Joint Operating Agreements Relating to Withdrawals, Transfers and Changes in Control

Rupert Lewi

In light of their long term objectives and potential future transactions, parties should consider the implications of model oil and gas Joint Operating Agreements' standard provisions concerning changes in ownership, which could affect a party's future withdraw from the JOA or transfer of its interests. [More »](#)

LNG - Africa

Behind the Deal - Vera De Brito de Gyarfas - King & Spalding

King & Spalding's Vera De Brito de Gyarfas was featured in IFLR 1000's Energy and Infrastructure 2017 for her representation of Anadarko on the Rovuma Area 4 LNG project, a six-year undertaking and the first of its kind in Mozambique. Anadarko has finalized host government agreements with the government that, along with accompanying legislation, set the entire legal framework in Mozambique for the project. [More »](#)

LITIGATION

Oil & Gas - US/Canada

Dallas Court Reverses *Enterprise v. ETP* Verdict, Reaffirming Efficacy of Conditions Precedent

Roxanne T. Almaraz, Alyssa J. Ladd and Emalee Hall

The Dallas Court of Appeals reversed the more than \$535 million jury verdict against Enterprise, upholding the efficacy of non-binding letters of intent and conditions precedent in partnership formation. [More »](#)

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King & Spalding Advises

Oil & Gas - US/Canada

Third Circuit Rejects Unsecured Oil Producers' Claims of Automatic Perfection

Edward Ripley, Thad Wilson and Sarah Primrose

The Third Circuit held that downstream purchasers took oil purchased from a bankrupt intermediary free and clear of the oil producers' purported liens. Producers should be aware that courts will look to the lien laws and U.C.C. of a midstream company's home state(s) to determine whether the producers are secured. [More »](#)

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