

KING & SPALDING

Energy Newsletter



December 2019

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EXCHANGE BLOG



PROJECT DEVELOPMENT & FINANCE, TRANSACTIONS

Oil & Gas – U.S./Canada

Rekindling the Flame: Oil & Gas Securitizations

Kim Cagle, Susan Berry, Carol Burke, Kathryn Weiss, Michael Urschel

This article describes certain structured finance products (e.g., volumetric production payments, future flow securitization of interests that are carved out of the working interests, and future flow securitization of non-operating working interests) for the U.S. oil and gas industry and sets forth certain issues to consider in connection with a potential investment in those products. [More »](#)



INTERNATIONAL TRADE

LNG - Asia

2019 – A Year in Review for LNG in Asia Pacific

Richard Nelson

2019 has been transformative for the Asia Pacific LNG market. Greater innovation, evolving business models, new structures and alternative approaches to risk management have all had a part to play in shaking up the world's largest LNG market. [More »](#)

LITIGATION, TRANSACTIONS

Oil & Gas - U.S./Canada

Fifth Circuit Extends Doiron Test For Assigning Maritime-Contract Status To Contracts That Are Not Oilfield Services Contracts

Andrew Stakelum and Marcella Burke

The U.S. Court of Appeals for the Fifth Circuit recently held that its two-question Doiron test for determining whether oilfield services contracts are maritime contracts also applies when evaluating the maritime-contract status of contracts for any other type of services. This decision is important for any company working in the Gulf of Mexico because it simplifies the maritime-contract classification process for their undertakings. [More »](#)

INTERNATIONAL ARBITRATION

Renewable / Alternative Energy - Global

The ICC Releases Report on Resolving Climate Change Disputes through Arbitration

Isabel San Martín

As climate change becomes ever more relevant in States' policies and corporate decisions, arbitration is likely to play an important role in solving future disputes. The newly-issued ICC Report on Resolving Climate Change Disputes through Arbitration provides the most up to date and practical analysis on how these types of disputes can be effectively resolved through ICC arbitration, and will provide valuable guidance to all arbitration users, including potential parties, counsel and tribunals. [More »](#)



UPCOMING EVENTS

Houston Corporate, Finance and Investments counsel **Monica Hwang** will speak at the 6th Midstream Oil & Gas Law Conference on Dec. 11 in Houston, Texas. Monica will participate in a session titled "U.S. Hydrocarbon Exports: A Legal and Practical View."

When: December 11, 2019

Where: Norris Conference Centers, Houston, Texas

[More Information »](#)

IN THE NEWS

King & Spalding Litigator **Tanner Neidhardt** Trains Peruvian Justice System Operators Trial Skills to Combat Illegal Mining [More »](#)

**CONSTRUCTION, GOVERNMENT RELATIONS, ENVIRONMENTAL,
REGULATORY**

Power, Renewable / Alternative Energy - U.S./Canada

Developers Face New Climate Change Initiatives to Decarbonize Buildings

Peter Hsiao, Ilana Saltzbart, Les Oakes, and Brandon Mullings-Whitaker

The California Energy Commission recently released its Integrated Energy Policy Report emphasizing the reduction of carbon emissions from homes and commercial buildings. California is one of several states pursuing this evolution in energy efficiency by accentuating building “decarbonization” — the process of removing energy sources that emit carbon pollution. [More »](#)

ENVIRONMENTAL, LITIGATION, GOVERNMENT RELATIONS

U.S./Canada

Dark Waters and the Future of PFAS Laws

Peter Hsiao, Adam G. Sowatzka, Cynthia AM Stroman, Craig Stanfield, Karl R. Heisler

The newly-released movie Dark Waters, starring A-list actors Mark Ruffalo and Anne Hathaway, has increased public attention on a group of emerging chemicals called Per- and Polyfluoroalkyl substances (“PFAS”). This increased awareness portends more regulations adding to the patchwork of existing laws to address these chemicals. [More »](#)

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