

Energy Newsletter



December 2012

DISPUTE RESOLUTION

Tort Litigation

Reforming NEPA Review of Energy Projects

Jim Vines, Stephanie Salek, Kelsey Deslover

National Environmental Policy Act (NEPA) review and related litigation impose delays and financial impacts on energy projects generally and present unique obstacles to project development. [More »](#)

TRANSACTIONAL

Transactions

Allocation of Ship-Shore Liability: Use of Port Liability Agreements to Provide Protection and Mitigate Uncertainty for U.S. LNG Project Participants

Monica Hwang

As many U.S. LNG import terminals transition to bi-directional operations, they are likely to extend the use of port liability agreements to allocate ship-shore liability to their liquefaction operations. [More »](#)

International Trade

Aspen Institute Event Focuses on the Impact of the Energy Renaissance on U.S. Manufacturing

Gilbert B. Kaplan, Lauren M. Donoghue

The Aspen Institute in Washington, DC recently held an event focused on the impact of the boom in domestic natural gas production on U.S. manufacturing. A strong consensus emerged during the discussion that increased access to supplies of natural gas through shale deposits will have very positive impacts on U.S. manufacturers, as well as create jobs and drive U.S. economic growth, for years to come. [More »](#)

REGULATORY

EU Competition Law

The Cost of Compliance -- Breaking Seals in European Commission Investigations

Suzanne Rab

The Court of Justice of the EU has dismissed an appeal by German energy company E.ON Energie AG against a lower court's decision upholding a fine of EUR 38 million on E.ON for breaking a seal during an EU competition inspection or "dawn raid." [More »](#)

Upcoming Events

**King & Spalding
Energy Forum: NEPA
Review of Energy
Projects: Economic
Impacts and Critical
Path Consequences**

Date: Wednesday
December 12, 2012

Agenda:
7:30 am Registration
and Breakfast
8:00 - 9:30 am
Presentations / Q&A

Where:
The Houstonian Hotel
111 North Post Oak
Ln.
Houston, TX
[More Info / Register»](#)

In The News

**How to Maximize Your
Insurance Recovery for
Property Damage,
Business Interruption,
and Supply Chain
Losses After
Superstorm Sandy
[PDF]**

[More »](#)

**King & Spalding Acts
on Enforcement of \$73
Million Asian Coal**

Environmental

Proposed Rules in Texas Expected to Encourage Recycling of Used Fracking-Fluids

Harold Shaw

Recognizing that its existing rules for the oil and gas industry do not adequately address developing trends involving fracking-fluid recycling, the Texas Railroad Commission has proposed changes to rules governing the recycling of produced water and/or fracking-fluid. [More »](#)

Mining and Natural Resources; Oil and Gas Regulatory

Deep Seabed Mining Emerges from the Depths

Jeff Perry

Due to a confluence of technological, economic, and legal developments, seabed resource extraction in deep waters represents an advanced front of international mineral exploration efforts and is poised to begin supplying a portion of the world's resource needs. [More »](#)

UK Competition Law

Playing the Energy Game; Regulating Market Outcomes

Suzanne Rab, Derek Holt

The announcement of price increases by Britain's largest natural gas and electricity firms raises a perennial debate about the competitiveness of energy markets.

[More »](#)

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Arbitration

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