

KING & SPALDING

Energy Newsletter



June 2015

Visit King & Spalding's
Energy Blog at
energylawexchange.com



Upcoming Events

**King & Spalding Energy
Forum:
The Direction of
Environmental
Enforcement in the
Energy and Petrochemical
Sector**

When: Tuesday, June 2,
2015

Where: Live in Houston,
Texas and Online

*[For Further Details Click
Here](#)*

**Small-Midscale LNG
Investment &
Development Summit**

When: June 9-11, 2015
Where: Houston, Texas

TRANSACTIONAL Transactions

The "Preliminary Agreement" – Framing or Frustrating the Deal?

Kathryn Marietta

A properly drafted Preliminary Agreement can provide a useful framework for structuring and negotiating a transaction. However, if not carefully drafted, a Preliminary Agreement can create unintended rights and obligations. [More »](#)

DISPUTE RESOLUTION

Litigation

Recent Maritime Cases Illustrate the Different Legal Risks Involved with Conducting Offshore Oil and Gas Operations

Andrew M. Stakelum

Two recent U.S. federal court decisions illustrate the different legal risks involved with conducting offshore oil and gas operations. Indemnity for gross negligence will be examined on a case by case basis, as will seaman status for some offshore workers who work on both vessels and fixed offshore facilities. [More »](#)

Litigation

Texas Supreme Court Holds that "Reasonable Certainty" Requirement Applies to Claims for "Lost Market Value"

Jeremiah A. Anderson, William R. Burns, Eric A. Plourde

A recent Texas Supreme Court case concerning a failed methane exploration venture in Bulgaria holds that lost market value damages based on lost profits must be proven with the same "reasonable certainty" as a claim for lost profit damages. [More »](#)

REGULATORY

Government Relations / UK

What Does the UK's New Conservative Government and New Secretary of State for Energy and Climate Change Mean for the UK's Energy Sector?

Nina M. Howell

In May 2015 David Cameron's Conservatives won a majority in the House of Commons and he appointed a new Secretary of State for Energy and Climate Change. These developments provide insight on the future of the UK energy policy. [More »](#)

Environmental

EPA and U.S. Army Corps of Engineers Finalize Rule Expanding Federal Jurisdiction Over Waters and Wetlands

Lewis B. Jones, Adam G. Sowatzka

The US EPA and Corps of Engineers recently finalized their new rule expanding federal jurisdiction under the Clean Water Act. [More »](#)

Renewable/Alternative Energy

Department of Energy Report Examines Wind Energy's Potential

Lauren M. Donoghue

The Department of Energy (DOE) Wind and Water Power Technologies Office recently released a report examining the potential for wind energy to generate electricity in all 50 states. The report addresses both the current state of wind production in the US and future issues. [More »](#)

Editorial Contacts

Charles J. (Tim) Engel III

+1 202 661 7800

tengel@kslaw.com

[View Profile »](#)

Andrew M. Stakelum

+ 1 713 276 7341

astakelum@kslaw.com

[View Profile »](#)

About King & Spalding's Energy Practice

King & Spalding's energy practice has more than 300 lawyers in the U.S., Europe, the Middle East and Asia, giving King & Spalding one of the broadest and deepest benches of energy lawyers in the world. The firm is one of the most active law firms in the global energy industry advising and representing clients on a broad spectrum of transactions and disputes, and has received top rankings from *Chambers Global*, *Chambers USA*, *The Legal 500*, *The International Who's Who of Oil & Gas Lawyers*, *Euromoney's World's Leading Energy & Natural Resource Lawyers* and *The Best Lawyers in America*. For additional information, visit www.kslaw.com/practices/Energy.

The content of this publication and any attachments are not intended to be and should not be relied upon as legal advice. In some jurisdictions, this may be considered "Attorney Advertising." If you are not currently on our Energy Practice Group mailing list under your own name, and you would like to join to receive our monthly *Energy Newsletter* publication and to receive notices of future programs and occasional notices of legal developments in the industry, or wish to be taken off the distribution list for this Newsletter, you can make that request by submitting your contact information to Andrew Stakelum at astakelum@kslaw.com.

© 2015 King & Spalding

[For Further Details Click Here](#)

In The News

Chambers USA 2015 Once Again Ranks King & Spalding Among the Leading Law Firms in the United States [More »](#)

John Bowman to Keynote International Arbitration Congress [More »](#)

The Lawyer Ranks King & Spalding Among Top 30 International Firms in London [More »](#)