CHALLENGES AND OPPORTUNITIES FOR FOREIGN INVESTORS IN U.S. SHALE GAS DEVELOPMENT
International Law Section Program

Scott Schwind
Thompson & Knight LLP
333 Clay Street, Suite 3300
Houston, Texas 77002
(713) 951-5820

Thursday, June 10, 2010
2:15 p.m. – 3:00 p.m.
Scott Schwind focuses his practice on international energy and natural resources, with a particular emphasis on upstream, midstream, and downstream oil and gas transactions. Advising foreign and domestic companies and individuals in matters across the globe, he devotes much of his practice to assisting clients throughout Latin America and Africa.

Mr. Schwind’s experience in oil and gas exploration and production projects includes concessions, production sharing contracts, operating agreements, participation agreements, farm-in arrangements, and drilling contracts. He also coordinates foreign and domestic acquisitions and divestitures of oil and gas producing properties and infrastructure; negotiates oil and gas transportation and processing arrangements, including with respect to crude oil and natural gas pipelines, lifting arrangements, fractionation, and storage projects; and structures crude oil processing agreements for petrochemical facilities. Additionally, he advises clients on domestic and international financing and security arrangements.

Mr. Schwind is fluent in Spanish, Portuguese, and French, and previously practiced law in São Paulo, Brazil.

**REPRESENTATIONS**

- Representation of a Texas exploration and production company in the disposition of oil and gas producing properties in the West Texas Overthrust Belt, Pecos County, Texas
- Representation of an Angolan natural resources company in a joint venture for the development of a diamond mine in Lunda North, Angola
- Representation of a joint venture between an international oil company and the national oil company of Saudi Arabia in drafting refined products transportation agreements for a new pipeline facility in Louisiana
- Representation of a joint venture between an international oil company and the national oil company of Saudi Arabia in drafting and negotiating arrangements for the long term supply of gasoline, diesel, ethanol, B100 and B99 biodiesel, and other refined products
Representation of a joint venture between an international oil company and the national oil company of Saudi Arabia in drafting and negotiating arrangements for the construction of a loading terminal and for pipeline transportation services for gasoline, diesel, ethanol, B100 and B99 biodiesel, and other refined products

Representation of a Canadian biodiesel trading company in financing the construction and start-up of a biodiesel facility in Gonzales, Texas, and the long-term supply of B100 biodiesel

Representation of a joint venture between an international oil company and the national oil company of Saudi Arabia in drafting and negotiating crude oil transportation arrangements for a proposed offshore port facility in Texas

Representation of a Turkish oil and gas company in an international arbitration proceeding against a U.S. oil and gas company regarding transactions in the country of Georgia

Representation of a Texas exploration and production company in gas marketing and gas processing arrangements

Representation of a joint venture between an international oil company and the national oil company of Saudi Arabia in drafting pipeline transportation agreements for refined products

Representation of a U.S. oil and gas company in a series of transactions for the purchase and sale of bulk quantities of fuel oil and diesel

Representation of a UK equity fund in the acquisition of a thermoelectric power generation facility in Cuiaba, Brazil and an interest in gas pipelines between Bolivia and Brazil

Representation of a U.S. energy company in drafting a crude oil processing agreement for use with a refinery located in Aruba

Representation of a joint venture between an international oil company and the national oil company of Saudi Arabia in drafting and negotiating crude oil, sulphur, petcoke, and refined products transportation agreements for the expansion of a refinery located in Port Arthur, Texas

Representation of an Israeli energy company in preparing and negotiating a farm-out arrangement for offshore oil and gas producing properties in Guinea-Bissau, West Africa

Representation of a U.S. oil and gas company in the sale of oil & gas producing properties in the Elk Basin

Representation of a U.S. oil and gas company in the preparation and negotiation of a master formation agreement for a joint venture to own and operate oil and gas producing properties in the Permian Basin

Representation of a U.S. oil field services company in preparing an alliance arrangement with the state oil company of Colombia

Representation of Brazil's national oil company in drafting and negotiating an engineering, procurement, and construction contract and a drilling contract for an offshore petroleum production, gathering, processing, and delivery project

Representation of a Singaporean oil and gas company in the acquisition of a U.S. company holding a participating interest in oil and gas producing properties in and around the Zhao Dong Block, Bohai Bay, offshore China

Representation of Kuwait's national oil company in the preparation and international roll-out of an enhanced engineering, procurement, and construction contract for upstream oil and gas production facilities

Representation of an Indonesian mining company in the acquisition of a U.S. company holding a participating interest in oil and gas producing properties in and around an area onshore and offshore of a Tarakan Island, Indonesia

Representation of a Thai oil and gas company in the acquisition of oil and gas producing properties located in and around the Tantawan area of the Gulf of Thailand

Representation of a U.S. energy company in the preparation of a model tanker voyage charter party agreement for use in worldwide spot-market transactions

Representation of a U.K. financial institution in drafting a security package for a credit facility extended to a U.S. oil and gas company with operations in the United States and Colombia

Representation of a U.S. energy consortium in drafting and negotiating agreements and procedures for a petroleum solids lifting and processing terminal
Representation of a U.S. energy company in drafting and negotiating agreements for the acquisition of natural gas fractionation, extraction, transportation, and storage facilities in Venezuela.

Representation of a U.S. energy company in drafting and negotiating an O&M contract, Shareholders Agreement, EPC Contract, and Transportation Agreement for an Ecuadorian oil pipeline project.

Representation of a Canadian oil company in the acquisition of a U.S. oil company with oil prospects in Texas and the Gulf of Mexico.

**DISTINCTIONS/HONORS**

*Chambers Global* by Chambers & Partners (Projects); 2010

*Texas Rising Stars* by Thomson Reuters (Energy & Natural Resources); 2010

*Chambers USA* by Chambers & Partners (Projects); 2008, 2009

*Chambers Latin America* by Chambers & Partners (Projects); 2008, 2009


"Best Texas Energy Lawyers Under Age 40," *Law & Politics*; 2004

**PRESS RELEASES/IN THE NEWS**

"Brazil a Booming Market, But Be Advised," *TradeReport*; May 12, 2010

T&K Attorneys Present at Conference on Navigating Corporate Risk in Brazil; May 06, 2010

T&K Assists Mitsui in $1.4 Billion Marcellus Shale Joint Venture with Anadarko; March 17, 2010


"Advisers to Mitsui, Anadarko in $1.4B gas deal," *The Deal*; February 18, 2010

T&K Attorneys Publish Article on Cuban Oil and Gas Sector; November 24, 2009

"Newsmakers" section, *Texas Lawyer*; November 02, 2009

"People in Business" section, *The Houston Chronicle*; October 24, 2009

T&K Expands International Energy Practice; October 22, 2009

**PUBLICATIONS/PRESENTATIONS**

"Mexico energy reforms limited, more may be on horizon," *Houston Business Journal*, March 5, 2010


"Sustainable Development of the Gas Sector in Sub-Saharan Africa," Second Annual Sub-Saharan Africa Oil & Gas Conference, Houston, Texas, April 14, 2009


"Joint Ventures and Strategic Alliances," Oil, Gas and Energy Law Seminar, University of Houston Law Foundation, Dallas, Texas, September 27, 2007
"Managing Political Risk and Country Risk in Brazilian Exploration and Production Projects," Brazil: Drilling to the Point, Symposium on Critical Global Markets, Institute for International and Comparative Law, Dallas, Texas, June 20, 2007
"Legal Challenges to Investing in Guinea-Bissau," 5th Annual West & Central Africa Oil & Gas Conference, Houston, Texas, June 12, 2007
"A Regulação de Energia Elétrica e Gás Natural nos Estados Unidos," 4º Congresso Internacional do Direito da Energia, São Paulo, Brazil, April 17, 2007

ACTIVITIES
Association of International Petroleum Negotiators
State Bar of Texas
Houston Bar Association (Member of the Steering Committee for the Oil & Gas Section)
Houston Young Lawyers Association

Civic
Mercury Baroque Ensemble, Board of Directors
River Oaks Chamber Orchestra, Advisory Board
Associated Catholic Charities (pro bono legal assistance to women seeking permanent U.S. residence status under the Violence Against Women Act)
Episcopal Church of St. John the Divine, World Missions Committee

EDUCATION
J.D., 1996, The University of Texas
1994, Faculdade de Direito da Universidade de São Paulo
B.A., 1993, Hampden-Sydney College

ADMISSIONS
New York, 2009
Texas, 1996

LANGUAGES
French
Portuguese
Spanish