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Delivering Oil & Gas  
expertise in Brazil



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## Our solution

Unlike the traditional one-off transactional approach, our model is built on strong, trusted and long-term relationships with our clients. This is achieved through our lawyers cultivating a strong sector focus, working to understand your strategy and culture and concentrating on offering practical and relevant commercial legal advice.

One of our core strengths in Rio de Janeiro and internationally is oil and gas, where we advise on corporate transactions, development and financing of projects, regulatory advice and the avoidance and resolution of disputes.

We can offer a differentiated and value added service in these areas. In particular, we can add value in the following ways:



### A global law firm with local expertise

CMS has 60 offices in 34 countries across Europe, Latin America, China, North Africa and the Middle East. We operate as a seamless team of dedicated lawyers to deliver a service which will exceed your expectations and meet your evolving requirements. Our Rio de Janeiro office can offer Portuguese speaking lawyers on the ground, who understand local issues, are familiar with international practice, and who can attend meetings here as and when required.

## Market leading oil and gas practice

Our Energy practice group has a proven track record in offshore oil and gas work that is pre-eminent among law firms worldwide. We are continually acknowledged as a leading and trusted adviser to this industry and have one of the largest teams, with over 100 energy industry specialists. Many of our lawyers have spent time in-house or on secondment to leading players in the market. Our industry knowledge and specialist expertise allow us to offer clients much more than just technical legal advice; we are also able to advise on market practice, negotiating positions and risk assessment, informed by a thorough understanding of local and international issues. We can provide a team of lawyers, who are specialists in the required area. Our legal expertise in Rio de Janeiro spans corporate, commercial, financial and contentious disciplines, but all with a strong energy sector focus.



The top team for oil and gas in the UK, with an ability to provide solutions in very short timeframes. It has a deep team and great industry knowledge. Its international network works very well across the teams and practice areas.

*Chambers UK (2014): Energy & Natural Resources*

## Pragmatic advice

We are known for taking a commercial and pragmatic approach to the challenges faced by our clients. Our aim is to devise practical solutions based on adding value to you and minimising risk. We want you to see us as an extension of your in-house team, available at all times to address your problems in Brazil or elsewhere, with the same understanding of your business as you would expect of your employees.

## Value for money

We recognise the importance to our clients of cost control and believe that the best way to ensure repeat instructions is to always provide value for money to our clients. We are able to provide the highest quality of advice from international specialists at rates that are competitive in the local market. Our presence on the ground in Rio de Janeiro, Brazil's oil and gas capital, means that we are able to attend meetings in Rio on short notice and without having to pass on the cost of air fares or hotel accommodation.

You should also have certainty transparency regarding your legal costs, so we are committed to providing regular fee updates, detailed narratives and fee caps wherever possible.



CMS has a "strong and dominant position" in oil and gas matters.

*Legal 500 (2013): Oil & Gas*

# Offshore oil and gas

CMS Cameron McKenna has been advising on offshore oil and gas corporate transactions and projects for many years and we have built an enviable reputation that has seen many of our lawyers advising the industry globally. With a highly specialised team across the world, clients in the offshore oil and gas sector come to us for advice on:

- licences, concessions, PSCs, joint ventures, JOAs and UOAs on offshore fields
- corporate acquisitions and disposals, dealings in oil and gas company shares and assets, farm-ins and exchanges, corporate restructurings and strategic alliances
- major offshore infrastructure projects
- the financing of oil and gas developments, including upstream, midstream and downstream infrastructure
- drilling and other offshore service contracts, marine pipeline construction, transportation contracts, crude oil and LNG sales
- pollution and environmental risk assessments, marine safety, corporate governance issues and obligations for listed and non-listed oil and gas companies
- vessel sale and purchase, bareboat and time charters, shipbuilding and other operational maritime issues
- the avoidance and resolution of oil and gas disputes, including mediation, international arbitration and litigation

Our team's recent experience includes the following:



# Corporate transactions

CMS is recognised as a leading legal adviser on oil and gas related M&A transactions and joint ventures, from small-scale domestic acquisitions, to high value complex multi-jurisdictional transactions. We also advise on corporate and project financings in the bank and debt capital markets, syndicated and bilateral facilities with and without ECA-support and/or ECA-direct lending, as well as, restructurings and workouts, refinancing and associated advice including on hedging, environmental risk and insurance protection.

## Highlights of corporate experience

### **Asian National Oil Company**

- advising on the potential acquisition of a Brazilian oil company with producing, development and exploration assets offshore Brazil, including legal due diligence

### **BG Brasil**

- advising on joint bidding and area of mutual interest agreements in relation to their participation in the 11th licensing round for oil and gas concessions in Brazil

### **Brazilian Independent Oil Company**

- advising on the potential acquisition of an oil company with a large number of producing and exploration assets, including all legal due diligence and detailed explanation of the applicable regulatory regime

### **Premier Oil**

- advising on their successful participation in the 11th licensing round for oil and gas concessions in Brazil, including assistance with qualification, obtaining data, provision of guarantees etc.
- advising on various corporate restructurings, acquisitions and disposals involving assets in Pakistan, Egypt and the U.K., including IRR, carry and funding arrangements

### **Clyde Blowers Capital**

- advising on their acquisition of a multinational group of oilfield services companies, headquartered in Brazil, including coordinating all legal due diligence and providing post acquisition compliance training

### **Asian Oilfield Services Company**

- advising on their proposed acquisition of an FPSO under charter to Petrobras and associated Brazilian operation and maintenance business

### **Balmoral Offshore**

- advising on the establishment of their business in Brazil, including the incorporation and day-to-day operations of a local subsidiary and the acquisition of land and permits for a manufacturing facility

### **OGX**

- advising on the drafting of a JOA and associated guarantees for the exploration and developments of offshore oil and gas blocks with Perenco

### **INPEX**

- producing guide to Brazilian oil and gas regulation and advising on specific tax issues

### **International Oil Company**

- advising in relation to its potential withdrawal from a Brazilian oil and gas concession

### **Raizen**

- advising on the acquisition of an international ethanol trading business and related regulatory issues

### **EBX Group**

- advising on joint venture arrangements for the development of a shipyard for the construction of offshore vessels and equipment

### **OMV, Statoil, ExxonMobil**

- advising on the sale of North Sea oil fields and associated interests in pipeline and oil terminal infrastructure; complex sale involving security arrangements for decommissioning liabilities

### **BP**

- advising on various high profile (multi \$billion) disposals of producing oil and gas assets by way of share sales and asset sales and swaps, including the sale of oil and gas assets in Egypt, Trinidad and Tobago, the UK, Norway, Kazakhstan and the Netherlands

# Project & contracts

CMS advises international operators, national oil companies, oil and gas industry service companies and suppliers on project development including negotiation and drafting of EPC contracts, service contracts and supply agreements, construction and tie-in agreements, transportation agreements, oil and gas sales.

## **OGX**

- reviewing and amending a suite of standard form oil and gas contracts, including vessel and drilling rig charter / lease and operation agreements, master service agreements, general terms and conditions, purchase orders and other procurement contracts
- advising on their insurance coverage and its interface with the applicable liability and indemnity regimes

## **PetroRio**

- advising on arrangements for the trading of crude oil produced from the Polvo Field in Brazil

## **BG Group**

- advising on various aspects of BG Brasil's participation in an offshore gas pipeline project in Brazil, including the structuring of ownership and capacity rights
- advising on contracts for the lease of a FSO (floating storage and offloading facility) for use offshore Brazil, and associated operations and maintenance services

## **Brazilian Oil Company**

- advising on charter contracts and operation agreements for an FPSO and an anchor handling tug vessel (AHTS), including in relation to QHSE issues, contractual renegotiations and remedies available in relation to contractual breaches

## **Asian Oilfield Services Group**

- advising on numerous tenders to provide FPSOs and offshore support vessels (RSVs and OSRVs) for oil and gas projects internationally, including under Petrobras tenders in Brazil

## **Maersk FPSOs**

- advising on their successful bid to supply an FPSO for the Peregrino field development offshore Brazil, including the charterparty, operation and maintenance contract, as well as sub-contracts with suppliers

## **OSX Construção Naval**

- advising in relation to shipbuilding contracts, including the US\$ 250m contract to supply a PLSV to an offshore services company under charter to Petrobras and for engineering and major equipment supply contracts in relation thereto.
- advising in relation to diverse procurement contracts, including goods and services, one off purchases and long term framework agreements, for equipment for construction of FPSOs and other vessels, and for shipyard equipment.
- advising on contracts for the licensing of designs and a technology transfer and technical assistance agreement for the construction of drillships.

## **OSX Leasing Group**

- advising on FPSO upgrade and customisation works, including drafting and negotiation of an engineering and project management agreement, a shipyard EPC contract and numerous procurement contracts for topsides packages
- advising on contracts for the engineering, procurement, construction and installation of two further FPSOs, and on arrangements for their mobilisation, demobilisation, re-export from Brazil and lay-up in connection with a group restructuring
- advising on contracts for the construction, load out, transportation, installation, integration and commissioning of wellhead platforms for use offshore Brazil, including the charter of various transportation, installation and support vessels and a heavy lift crane vessel
- advising on the US\$420m and US\$850m syndicated debt financings and the US\$500m issue of secure bonds for the construction and operation of the OSX-1, OSX-2 and OSX-3 FPSOs, as well as on the restructuring of OSX Leasing Group's business, including liaising with three different creditor groups in respect of the separate asset financings

***International oil company***

- providing advice in relation to the structuring of contractual arrangements for the pipeline transportation of gas from multiple fields.

***Maersk supply service***

- advising on the standard shipbuilding contract of a Brazilian shipyard in connection with the contracting of multiple new-build anchor handling tugs (AHTS).

***Ocean Rig***

- advising on the charter and operation of a drilling rig for an international operator offshore Brazil

***Remazel Engineering***

- advising on contractual arrangements for the design and construction in Brazil of FPSO mooring systems.

***BP***

- providing advice on upstream and downstream aspects of the Angola LNG project: pipeline infrastructure construction, transportation contracts, land procurement, sales agreements and gas export and storage agreements.
- advising on the negotiation of procurement contracts for the construction of a FSPO, subsea production systems and associated infrastructure for use offshore Angola.

***Balmoral Offshore***

- advising on various supply contracts with Petrobras, as well as joint venture manufacturing arrangements with a Brazilian company

***Apache, BP, Cairn Energy, ExxonMobil, GDF Suez, OMV, Premier Oil, Shell, Talisman, TAQA etc.***

- advising on a range of field development projects and procurement of all manner of oil and gas equipment and offshore services

# Dispute avoidance and resolution

International energy companies are operating in an increasingly complex and challenging environment, often undertaking high-value, high-risk transactions at the cutting edge of technology. Despite best business practices, disputes are unavoidable. International arbitration has emerged as the preferred dispute resolution mechanism in the energy industry, particularly where the dispute has arisen from a transaction with a cross-border element.

The energy disputes team is part of the wider International Arbitration Group made up of lawyers across many jurisdictions who have extensive knowledge of both international arbitration and the sectors most frequently involved in international arbitration, including energy, insurance, construction, engineering and TMT.

Our specialist team of energy disputes lawyers, who work within the firm's leading energy practice, have an unrivalled understanding of the commercial context in which disputes arise and are aware of the potential negative impact of a claim on business, reputations and morale.

We are experts in handling large and complex international arbitration proceedings and provide tailor-made dispute resolution services adjusted to your needs in the particular case. We represent our clients in every phase of the arbitral proceedings, ranging from initiating proceedings, selecting arbitrators, producing written submissions and submitting evidence through to representing parties and examining witnesses in the proceedings. The interaction of different legal systems and nationalities, e.g. when the arbitrators and opposing side are from different countries, are taken into account.

## Highlights of our team's experience include:

### ***Brazilian oil company***

- advising on a dispute concerning losses resulting from the collision between a semi-submersible drilling rig and an anchor handling tug vessel during mobilisation, offshore Brazil

### ***Brazilian vessel owner***

- advising on contractual and extra-contractual claims for damage sustained to an FPSO at a South Korean shipyard, including conflict of laws issues and insurance coverage

### ***Brazilian oil company***

- advising on multiple disputes with the provider of an FPSO, including in relation to HSE and maintenance obligations, withholding of charter and operation rates and responsibility for fines imposed by the ANP

### ***International oil company***

- analysing and evaluating a series of change order claims under a contract for the installation of a major offshore gas pipeline in Brazil

### ***Brazilian oil services provider***

- analysing and advising on change order requests, warranty claims, contractual remedies, termination rights and the impact of the group restructuring on contracts relating to the supply of offshore oil and gas platforms and associated goods and services

### ***Brazilian shipyard***

- advising on multiple claims arising from the transportation and importation into Brazil of heavy equipment supplied by an Asian manufacturer; including claims for demurrage, port storage costs, damage sustained to the equipment and additional onward transportation costs resulting from defective packaging and failure of the equipment to comply with specifications

### ***Brazilian oil company***

- advising in two separate arbitration proceedings in relation to disputes with joint venture partners concerning non-payment of cash calls and the relinquishment of oil exploration blocks

***Brazilian energy company***

- advising in relation to a series of disputes worth US\$3bn arising under EPC contracts for three coal-fired power stations in the North East of Brazil, including regarding legal strategy and the enforcement of bank guarantees and parent company guarantees in multiple jurisdictions

***International oil and gas drilling services company***

- acting in a US\$100 million arbitration against a state owned oil company concerning the early termination of a drilling contract for a high-performance drilling rig

***A major offshore oil & gas services company***

- advising in an ICC arbitration relating to defective parts during the manufacturing of 57 safety valves that were supplied to customers for use in oil & gas wells

***An oil and gas production and development company***

- advising in relation to a Commercial Court dispute valued at over £10.4 million in relation to the hire of an FPSO vessel

***An offshore equipment owner***

- acting in respect of alleged breaches of an EPCIC contract for the delivery of a fixed offshore oil platform

# Our Team

## Ted Rhodes

### Partner

Ted Rhodes is an oil and gas lawyer and managing partner of our CMS Rio de Janeiro office. He is qualified in England and New York, and registered as a foreign legal consultant with the Brazilian Bar Association (OAB). Ted worked in our oil and gas teams in London and Aberdeen, and on secondment to BP, before moving to Rio seven years ago.

Ted advises oil companies, service providers and suppliers on acquisitions, disposals, joint ventures, projects and contractual matters, including the charter and operation of floating production platforms, drilling rigs and other vessels, offshore construction and installation projects, EPCI contracts, oil and gas transportation arrangements and sales, international procurement contracts and services agreements.

Ted has been acknowledged by Legal 500 Latin America as “a recognised oil-and-gas specialist... considered ‘responsive’, ‘practical’ and ‘commercial’”, while the IFLR 1000 directory has quoted clients describing Ted as “very committed to the client”, “very technical, he really knows what he’s talking about” and “a good negotiator”.



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### Selected relevant experience includes advising:

**Asian oilfield services group** on the potential acquisition of a Brazilian company with producing, development and exploration oil and gas assets offshore Brazil, including drafting of share SPA and coordinating of due diligence on Brazilian regulation and contractual arrangements

#### OGX Petróleo e Gás

- to review and substantially redraft a suite of standard oil and gas contracts for use in Brazil (including drilling rig and support vessel lease / charter and operation agreements, master services agreements, purchase orders and standard terms and conditions and various other services and consultancy contracts) and to give a workshop on the use of these contracts to the in-house legal team
- on their offshore oil and gas insurance arrangements and its interface with the indemnity regime in their standard oil and gas contracts
- on matters relating to its Brazilian joint operating agreements and guarantees to be issued thereunder

#### PetroRio

- on its contracts for the charter and operation of an FPSO and offshore support vessels, including operational issues arising under those contracts
- on its crude oil trading arrangements

**Premier Oil** on matters relating to its acquisition of seismic data, qualification for and successful participation in Brazil’s 11<sup>th</sup> licensing round for offshore oil and gas blocks

#### BG E&P Brasil

- on joint bidding and area of mutual interest agreements for oil and gas licensing rounds in Brazil
- on a pipeline joint operating agreement

**OSX Leasing Group**

- on contracts for the construction, charter and operation in Brazil of three FPSOs, including in relation to arrangements for their importation
- on contractual arrangements for the construction and offshore installation of a wellhead platform, including voyage charters for the transportation of major items of equipment, bare boat and time charters of installation vessels, tugs and barges

**Balmoral Offshore Engineering** on the incorporation of a Brazilian subsidiary, acquisition of land for a manufacturing facility and on procedures for contracting with Petrobras, the impact of Brazilian law and major differences with international contracting practice.

**Asian Oilfield Services Company** on its participation in multiple tender processes for the supply of FPSOs and offshore support vessels to Petrobras, including advising on Petrobras contracting procedures and major risk and value items

**International Oil Company** on its rights under a Brazilian joint operating agreement in relation to withdrawal and transfer of operatorship, and drafting an agreement with its joint venture partners in relation to such matters

**Maersk FPSOs** on charter and operation contracts for the provision of a new build FPSO to Statoil for use at the Peregrino heavy oil field offshore Brazil

**Ocean Rig** on the charter of a semi-submersible drilling rig to Repsol Sinopec for use offshore Brazil, including structuring issues relating to the separation of bare boat charter and operation elements

**Independent Oil Company** on claims for delay and additional costs under a pipeline construction contract

**Talisman** on various high profile corporate restructurings and disposals involving assets in the UKCS, Norway, the Netherlands, Tunisia and Romania

**OMV, Statoil, ExxonMobil** on the sale of North Sea oil fields and associated interests in pipeline and oil terminal infrastructure; complex sale involving security arrangements for decommissioning liabilities

**BP, Cairn Energy, Dana Gas, ExxonMobil, GDF, MOL, OMV, Premier Oil, RWE Dea, Statoil, Talisman, TAQA, Tullow etc.** on various international upstream oil and gas M&A transactions

## Mario Sergio Braz

### Senior Consultant (Brazilian Qualified)

Mario is an experienced Brazilian lawyer who specializes in corporate law, international business transactions and contracts in general. Having obtained his Law Degree from the Catholic University of Rio de Janeiro in 1999, a master's degree from George Washington University in 2001 and another from the University of the State of Rio de Janeiro in 2005 (both in International Law), Mario has since worked in Brazil on high-profile contract drafting, negotiation and closing in a broad range of matters.

Mario also advises Brazilian and international companies on corporate, tax and employment matters, including in connection with international investments, joint ventures and M&A transactions. Mario has been responsible for the corporate, contractual and tax aspects of several audit and due diligence processes, in connection with M&A and tax planning transactions, including for major Brazilian companies such as Shell Brasil and Vale.

Mario worked in-house as general legal counsel for Star One S.A., a Brazilian satellite service provider, drafting, negotiating and managing a great variety of contracts pertaining to the company's activities.

#### Selected relevant experience includes advising:

**Shell Brasil** in relation to the review of its contracts and commercial arrangements to identify potential tax credits and advise on their use

**Astromarítima Navegação S.A.** on the due diligence on contracts with Petrobras for the supply of AHTS and PSV vessels

**Balmoral Offshore Engineering** on the incorporation of a Brazilian subsidiary, including the drafting and filing of the company's articles of association and obtaining all registrations. Also advising on the granting of guarantees by the Brazilian subsidiary in support of a financing on the UK holding company, and on Brazilian law aspects of contracts with Petrobras

**Gaia Group** on the drafting of all relevant documents concerning several mergers between entities of the group

**Orion Group** in adapting international employment contracts for use in the Brazilian oil and gas industry, including contracts for the placement of employees on temporary consultancy assignments with Brazilian clients

**Remazel Engineering** on Brazilian law aspects of a template confidentiality agreement for use with Brazilian suppliers, the enforcement of restrictive covenants and representative agency arrangements

**Tanatex Chemicals B.V.** on the disposal of its Brazilian subsidiary, including the drafting of the quota sale SPA and continuing arrangements for the licensing of intellectual property and manufacturing know-how

**INPEX** in contributing to the production of a guide on Brazilian oil and gas regulation, with a focus on taxation matters

**International clients** on various acquisitions of Brazilian target companies, including due diligence on contracts, corporate, tax and employment matters

**Various oil and gas clients** on Brazilian employment matters, the drafting and termination of Brazilian employment contracts and related matters



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## Carla Caroli

### Associate

Carla Caroli is a Brazilian qualified legal assistant in the CMS Construction Practice Group in London. Carla is a business oriented lawyer with 10 years' experience in contract drafting and negotiating and claims management for oil and gas, construction and infrastructure blue chip companies including, Petrobras and Camargo Corrêa, and in prestigious law firms.

Carla completed a LLB with honours at the State University of Rio de Janeiro (UERJ) and has a LLM degree in Commercial Law from the University of Cambridge. Carla also holds a MBA degree in Management of Upstream Projects from the Brazilian Institute for Oil, Gas and Biofuels (IBP).

Carla has extensive experience in different types of oil and gas, infrastructure and construction contracts, both on the transactional side, dispute prevention and in contentious matters. Carla's experience covers the whole life cycle of complex projects, from evaluation and tender proceedings to operations and decommissioning.

### Selected relevant experience includes advising:

#### Petrobras

- legal advice and risk assessment on Upstream projects, including:
  - advice on regulatory issues and administrative proceedings before the National Agency for Oil, Gas and Biofuels - ANP
  - analysis of legal documentation for the Bid Rounds of the ANP, including collateral warranties scheme
  - negotiation of JOAs, farm-ins/outs and consortium agreements
- negotiation and drafting of contracts with Brazilian and international clients, partners and suppliers, including:
  - first unitization agreements concluded in Brazil
  - contracts for infrastructure and platform construction works
  - contracts for rig and facilities sharing to reduce costs
  - analysis of legal documentation for the Bid Rounds of the ANP
  - development of standard contracts for suppliers and consultants

#### Camargo Corrêa

- contract management, legal advice and risk assessment for more than 20 projects located in Brazil and Latin America valued up to US\$5bn
- preparation, risk assessment and negotiation of claims and contract changes for:
  - US\$150m claim in a platform project
  - multiple claims and contract changes in a US\$2bn refinery project
- legal analysis for price formation in tender proceedings for high value projects, including FPSOs, gas processing plants, refineries, pipelines and other facilities
- development of international partnerships with Chinese and Venezuelan companies for oil and gas projects
- project finance for US\$1.5bn pioneer ethanol pipeline and processing facilities



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## Bianca Velasquez

### Associate

Bianca Velasquez is an associate in the CMS Energy Practice Group in Rio de Janeiro. Bianca Velasquez is a Brazilian national and a triple qualified lawyer (Brazil, Portugal, England and Wales). Bianca has experience in oil and gas corporate and commercial matters as well as in marine and energy liability and insurance matters in many jurisdictions, as gained over five years at Aspen Insurance in London.

Bianca completed a LLB at University of Candido Mendes, a Post-Graduate Degree in Environmental Law at Pontificia Universidade Catolica of Rio de Janeiro, a Master's degree in Maritime Law at the University of Southampton and she is currently undertaking a Masters in Energy Law and Policy at the University of Dundee.

### Selected relevant experience includes advising:

#### Asian National Oil Company

- in connection with the potential acquisition of an FPSO under charter and in operation for Petrobras, and its associated operational services business
- on regulatory requirements of the Brazilian National Waterway Authority (ANTAQ) in respect of FPSOs and RVSs (ROV support vessels)
- in a tender to charter and to provide operation services for a RSV vessel for the provision of Specialized Technical Services Subsea Intervention with use of Remote Operated Vehicle (ROV) for Petrobras upstream operations, including on a pre-bid agreement with the supplier of ROVs
- in a tender to charter and operate an FPSO for Petrobras

**Clyde Blowers Capital** in the acquisition of the entire issued share capital of IRM Energy Services including its subsidiary IRM Servicios Ltda, a Brazilian oil field company

**Brazilian oil company** on a dispute arising under the O&M Service Agreement and the Bare Boat Charter Agreement for a FPSO

**Brazilian oil company** in connection with the potential acquisition of an international gas producer, including in conducting legal due diligence on Licenses, Joint Operating Agreements, Unitisation Agreements, Decommissioning, Security Agreements and transportation and processing arrangements

**Brazilian charterer** on a breach of contract claim against a Brazilian port in relation to the operations of a bulk carrier

**Brazilian cargo owner** on a General Average contribution and salvage claim arising from the explosion and fire of a vessel in the Indian Ocean



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The core team above is supported by a number of Brazilian junior lawyers and trainees based out of London and Rio de Janeiro, together with a number of London partners with considerable experience of Brazilian matters, including:

## Phillip Ashley

### Partner

Phillip Ashley is a partner and Solicitor-Advocate who specialises in contentious matters relating to the oil and gas and energy sectors and has advised on “matters relating to oil and gas investments in every continent except Antarctica” (Global Arbitration Review).

Phillip advises international oil companies, national oil companies, independents, service companies and investors on a broad range of contentious energy and power related issues. He has also advised on issues of public international law, including the impact of investment treaties, other treaties and United Nations Security Council Resolutions on transactions. He has recently supported CMS Brazil on a string of contentious oil and gas matters.

Phillip was called to the bar of England and Wales in 1998 and subsequently cross-qualified to become a solicitor. Prior to joining CMS he was part of the in-house legal team at a leading international engineering, construction and project management company.



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## Emma Riddle

### Partner

Emma Riddle is a partner in our international Finance practice, specialising in restructuring and insolvency, who has worked extensively in Brazil for the last three years, including on the high-profile OSX/OGX restructuring.

Emma has experience acting for creditors, debtors and other stakeholders in distressed situations. In recent years, Emma has focused on distress in the energy sector, working on a wide range of transactions on the UKCS, as well as in Brazil, the Middle East and West Africa. Emma has experience in advising on the rights of bondholders and other stakeholders in securitisation structures and in advising on the insolvency aspects of capital requirements regulation.



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## Tim Elliott

### Partner

Tim is an Asset & Energy Finance partner in our international Finance practice in London, advising on a wide range of debt and leasing transactions across the asset and commodity classes. He works with export credit agencies, owners, banks, lessors and portfolio managers, in particular on shipping, offshore marine, and oil & gas financings and all associated equipment procurement, chartering and operating arrangements.

Tim's experience includes advising on syndicated debt and capital markets offerings, portfolio sales and corporate purchases, leasing and funds formation, tax structuring and work-outs. A number of innovative transactions on which he has acted, both for operators and financial institutions, have won international awards, including in the financing of offshore oil and gas vessels and infrastructure in Brazil.



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## Victoria Peckett

### Partner

Victoria Peckett heads up the CMS Construction team and has more than 20 years' experience advising clients on all aspects of construction. She advises a wide variety of employer clients and contractors on the drafting and negotiation of construction contracts for a broad range of projects internationally, including in Brazil and Latin America. She has extensive experience of assisting clients with the resolution of disputes (both before and after the commencement of proceedings), including through adjudication, litigation, arbitration and mediation.

She chairs the drafting committee for the JCT and is a member of the City of London Law Society's Construction Law Committee.



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## CMS practice areas and sector groups

- Banking & Finance
- Commercial
- Competition & EU
- Corporate / M&A
- Dispute Resolution
- Employment & Pensions
- Intellectual Property
- Public Procurement
- Real Estate & Construction
- Tax
- Consumer Products
- Energy
- Funds
- Hotels & Leisure
- Insurance
- Infrastructure & Project Finance
- Lifesciences
- Private Equity
- Technology, Media & Communications

## Locations worldwide



## CMS entities

CMS Adonnino Ascoli & Cavasola Scamoni (Italy); CMS Albiñana & Suárez de Lezo, S.L.P. (Spain); CMS Bureau Francis Lefebvre S.E.L.A.F.A. (France); CMS Cameron McKenna LLP (UK); CMS DeBacker SCRL/CVBA (Belgium); CMS Derks Star Busmann N.V. (The Netherlands); CMS von Erlach Poncet AG (Switzerland); CMS Hasche Sigle Partnerschaft von Rechtsanwälten und Steuerberatern mbB (Germany); CMS Reich-Rohrwig Hainz Rechtsanwälte GmbH (Austria) and CMS Rui Pena, Arnaut & Associados - Sociedade de Advogados, RL (Portugal).

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