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GORDON ARBUCKLE

Gordon Arbuckle, for decades, was Norman Anderson's close collaborator in the effort to promote policies to bring U.S. and Global Infrastructure into the 21st century. He was the principal reviewer of *Vision* as well as of most if not all of Norman's articles and commentary. He co-founded the Blueprint 2025 advocacy/advisory group and was there at the Institute's beginning. He is committed to carrying forward the innovative development concepts that were enunciated during this critical period.

Arbuckle was the sixth lawyer in the Patton Boggs law firm, which became the world's preeminent law and policy firm and eventually, through merger, became Squire, Patton Boggs, one of the world's largest full-service international law firms. He maintains offices and a continuing relationship with Squire in Washington. He practiced with the Patton Boggs law firm from its beginnings and was involved in most aspects of that preeminent firm's practice but focused most intensively on the business and environmental aspects of major infrastructure projects. He is well known for his pioneering role in some of the United States' more complex and historic energy projects, including the Trans-Alaska Pipeline, the LOOP offshore oil port, the first Alaska Natural Gas Pipeline project and the world's first Deep Seabed Mining Project. He has represented Sovereigns and Sovereign-owned energy companies in their relations with the major international oil companies and other investors interested in participating in the development of state-owned energy resources. He has been a frequent writer and lecturer on environmental law issues and has developed and implemented environmental and social responsibility management systems for a number of large companies, including a Fortune 50 International Agribusiness company that obtained some of the earliest ISO 14000 and SA 8000 certifications for large scale agricultural operations.

He has achieved favorable, innovative resolutions of high-profile environmental claims and enforcement actions including favorable and safety promoting settlement of a civil, criminal and administrative prosecution for a major pipeline incident involving fatalities; negotiation of an environmentally beneficial consent decree in a national multi-media enforcement action against a Fortune 50 manufacturer; and favorable settlements of landmark New Source Review cases. Mr. Arbuckle served as environmental panel counsel for a major environmental and casualty insurer and as national counsel for that company with respect to Natural Resource Damage issues. He has negotiated structured settlements and remediation and mitigation plans in Natural Resource Damage and cleanup contexts. He has been involved with oil and gas pipeline issues throughout the years of his practice and is expert in that complex regulatory system.

He has worked with various Presidential Administrations, the Congress and various governmental agencies, in establishing specific legal regimes for major projects and initiatives. In this context, he was active in the U.S. Congressional deliberations which led to the enactment of laws such as the Trans-Alaska Oil Pipeline Act, the Deepwater Port Act, the Alaska Natural Gas Transportation Act and the Deep Seabed Hard Mineral Resources Act and the related international treaty negotiations. He has been involved in numerous other non-project-oriented legislative and regulatory endeavors.

He has been active in connection with specific issues arising under the laws referenced above, as well as other energy and environmental legislation, including NEPA, the Clean Water Act, AHERA, RCRA, CERCLA and the Oil Pollution Act of 1990. He is well versed in international antitrust, sovereign immunity, international jurisdictional conflicts and the other issues pertinent to representation of Sovereign-owned energy operations. He participated in the negotiated rulemaking panel that developed the EPA Asbestos in Schools regulations and was lead counsel to the industry participants in the negotiated rulemaking to establish Clean Air Act standards for the wood furniture industry. He participated in EPA's Aiming for Excellence consultative process and served on EPA's Compliance Assistance Advisory Council.

Representative Matters:

- Advised Sovereigns and their energy companies in relations with the major international oil companies and other investors interested in participating in the development of state-owned energy resources. Related representation concerning relations with the U.S. Government and its cognizant agencies.
- Served as lead counsel in connection with the establishment of legal regimes for siting, licensing, construction and operation of some of the largest energy transportation projects in US history, including lead representation of the consortium which secured passage of authorizing legislation, obtained a license for, and constructed and operated the Trans-Alaska Oil Pipeline System; lead representation of the successful competing applicant for authorization to build and operate the Alaska Natural Gas Transportation System; and lead representation from the beginning to the present, of the consortium which obtained the license for the Nation's only Deepwater Oil Port – this country's only offshore deepwater oil reception facility (including the recent authorization to export.)
- Provided counsel to Sovereign-owned energy companies in transitions toward control and increased financial participation in production arrangements, establishment of exclusive marketing arrangements and maintenance of control and information access at critical points in the downstream value chain.
- Represented clients in administrative and judicial proceedings arising under the Clean Water Act, OCSLA, OPA, CZMA, CAA, RCRA, TSCA, the Endangered Species Act and other environmental laws. He has been extensively involved in Superfund litigation. He has assisted a number of domestic and international companies in assessing their environmental compliance posture and in training employees to manage environmental risks.
- Lead counsel in major international arbitrations, such as the one that resolved competing claims of U.S., French, German and Japanese consortia regarding rights to mine portions of the seabed in the Clarion-Clipperton Zone of the Pacific Ocean. Managed legal and advocacy efforts in connection with numerous other international projects, including an integrated steel mill in Korea, ports in Pakistan, shipbuilding in Japan and elsewhere, worldwide fishing operations, airlines, airports, pipelines and oil exploration and production efforts in Latin America.
- Counsel to gas and oil pipeline companies in the development and implementation of operations and integrity management plans and programs. Lead defense counsel in numerous cases involving regulatory responses to incidents involving pipeline failures.
- Developed the worldwide environmental management and social responsibility programs of several large multi-national corporations. Directed the policy aspects of a broad range of resource extraction, energy transportation and energy matters.
- Represents a non-profit Institute and knowledge development companies working to promote innovation and efficiency in maintenance, modernization and upgrading of cutting-edge infrastructure systems for the U.S., U.S. States, and Communities and U.S. Global Allies.