

Jennifer Peers

From: Mitchell Anderson [hueyzaclan@gmail.com] on behalf of Mitch Anderson [mitch@amazonwatch.org]
Sent: Monday, December 01, 2008 4:43 PM
To: juanpassaenz@hotmail.com; Doug Beltman
Cc: Kevin Koenig Koenig; Paul Paz y Mino; Steven Donziger
Subject: Re: 2009 Shareholder Resolution - Urgent Update

Hello Doug and Juan,

Hope you are both doing well. We need to make some changes quickly to the below paragraph, given the new figures released by the court appointed expert. Would either of you be able to let us know the new breakdown for each of the major categories of damage assessed against Chevron?

As it stands, the current text is below:

- A court-appointed expert in the Ecuadorian litigation has recommended that Chevron be held liable for up to \$16.3 billion in damages. This amount includes \$8 billion for environmental remediation and compensation to local people, and \$8.3 billion in unjust enrichment penalties. (Technical Summary Report, Engineer Richard Cabrera, Expert for the Court of Nueva Loja)

best,
Mitch

On Dec 1, 2008, at 1:39 PM, Steven Donziger wrote:

Look at the press release that just went out. The below is not accurate as the remediation was a range (7.2 to 8.0) and the unjust enrichment was 8.3. Add the new numbers on top of that and divide accordingly.

Ask Juampa to help, he is copied above.

On Mon, Dec 1, 2008 at 4:35 PM, Mitch Anderson <mitch@amazonwatch.org> wrote:

Steven,

Given recent developments, we need to update the shareholder resolution. Do you have the breakdown (category by category) of the new damages assessment. This is the text from the resolution that needs to be updated asap, without augmenting word count.

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Mitch

~~~~~  
Mitchell Anderson
Corporate Accountability Campaigner

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One Hallidie Plaza Suite 402
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Cel: 415-342-4783
mitch@amazonwatch.org

--

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Steven R. Donziger
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**Jennifer Peers**

**From:** Doug Beltman  
**Sent:** Tuesday, December 02, 2008 9:58 AM  
**To:** 'Mitch Anderson'; juanpassaenz@hotmail.com  
**Cc:** Kevin Koenig Koenig; Paul Paz y Mino; Steven Donziger  
**Subject:** RE: 2009 Shareholder Resolution - Urgent Update

Hey Mitch:

The new numbers from Cabrera are:

-total is up to \$27.336 billion  
 -Of that total, \$8.42 billion is for unjust enrichment, and \$18.916 billion is for environmental remediation and compensation.

Do you need more breakdown than that?

cheers

Doug

=====  
 Douglas Beltman  
 Executive Vice President  
 Stratus Consulting Inc.  
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 303.381.8200 (fax)  
[www.stratusconsulting.com](http://www.stratusconsulting.com)

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## Jennifer Peers

---

**From:** Ann Maest  
**Sent:** Tuesday, January 13, 2009 11:51 AM  
**To:** 'amaschick@spriggs.com'  
**Subject:** Request for Ecuador report

Hi Alexandra -

Regarding our phone call of yesterday (your request for the new Cabrera expert report), it's probably best if you contact the lead US attorney for the case, Steven Donziger, yourself. Here is his contact information:

[sdonziger@gmail.com](mailto:sdonziger@gmail.com)  
Office in NYC: 212.570.4499

Email is usually best. Let me know if you have problems reaching him. Best of luck with your case.

Ann Maest

Ann Maest, PhD  
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**Jennifer Peers**

---

**From:** Doug Beltman  
**Sent:** Friday, April 24, 2009 12:24 PM  
**To:** 'dwarners@calvin.edu'  
**Subject:** FW: National Journal article -- Chevron lobby against Ecuador

Hey Dave:

Here's another article that just came out on the Ecuador case, highlighting the lobbying efforts involved. It's way more than just science, that's for sure.

cheers

Douglas

**Douglas Beltman**  
*Executive Vice President*

---

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**From:** Steven Donziger [mailto:sdonziger@gmail.com]  
**Sent:** Friday, April 24, 2009 9:06 AM  
**To:** Steven Donziger  
**Subject:** National Journal article -- Chevron lobby against Ecuador

LOBBYING & LAW

## Chevron Seeks Help From USTR

**THE OIL GIANT IS HOPING TO DERAIL A POTENTIALLY HUGE CIVIL JUDGMENT IN ECUADOR.**

by Peter H. Stone  
 Saturday, April 25, 2009

STRATUS07092010 000007

7/9/2010

When you're a company that's trying to turn up the heat on the U.S. Trade Representative's Office, it could pay to have a former head of USTR on legal retainer.

That is what Chevron is hoping. The oil giant is using an outside counsel, lawyer and former USTR chief Mickey Kantor, as one of several K Street lawyers and lobbyists pushing the Obama administration for help in a legal battle in Ecuador that could cost Chevron as much as \$27 billion in damages.

The litigation began in 1993 when 30,000 Ecuadorans filed a class-action suit claiming that Texaco dumped billions of gallons of oil waste into leaky pits over a period of more than two decades, contaminating large stretches of the country's rivers and streams. Chevron bought Texaco in 2001.

Chevron is pulling out all the stops to thwart what could be a hugely expensive legal judgment by an Ecuadorean court. In addition to Kantor, who ran USTR during the Clinton administration, Chevron's stable includes consultant and former Clinton Chief of Staff Mack McLarty as well as GOP lobbyist Wayne Berman.

Facing off against the Chevron team is a group of well-connected Democrats, among them Texas-based lobbyist and party fundraiser Ben Barnes and former San Francisco Mayor Willie Brown. (Barnes and Brown are on retainer to a Philadelphia law firm representing the plaintiffs that has largely underwritten the litigation expenses.) New York City lawyer Steven Donziger, a Harvard Law School classmate of President Obama's, is a key adviser to the litigation team.

Chevron's effort is heavily focused on pressing USTR to take away some of Ecuador's valuable trade preferences in the hope of pressuring the Quito government to drop the suit or adopt a more friendly stance toward the oil company.

Kantor said in an interview that he had discussed Chevron's concerns about getting fair treatment in Ecuador and related issues periodically for a few years with Tim Reif, a former top House staffer on trade matters, who was recently named general counsel at USTR. "We need the U.S. government to come in here and bring some rationality to this thing," said Kantor, a partner with Mayer Brown. "The amount of money that they're talking about doesn't make any logical sense."

Much of the lobbying of USTR officials is being handled by Brian Pomper of Parven Pomper Strategies, according to two sources. Berman of Ogilvy Government Relations, who lobbied USTR on the issue during the Bush administration, is now working Capitol Hill partly with an eye to generating pressure on the trade office, sources say.

McLarty, who runs McLarty Associates, has contacted State Department officials on behalf of Chevron in the last couple of years, according to lobbyists. He also once provided information about the legal dispute to former President Carter in anticipation of Carter's planned trip to Quito to meet with government leaders on other issues, sources say.

Chevron contends that the suit lacks merit and notes that Texaco paid \$40 million in 1998 for environmental remediation. Kent Robertson, a Chevron spokesman, blames Texaco's state-owned oil partner, Petroecuador, for pollution problems beginning in the early 1990s when that company took over sole management of oil operations that had been going since the mid-1960s.

A court-appointed expert in Ecuador last year recommended that Chevron pay between \$8 billion and \$16 billion in damages if found liable. The expert has since raised the maximum to \$27 billion. The company denounced the finding, calling it the "result of fraud, gross errors, and conflict of interest."

Lawyers and lobbyists for the thousands of Ecuadoran plaintiffs have scrambled to respond. Barnes said in an interview that he has been pushing for at least one congressional hearing to show how pollution in Ecuador's Amazon region is affecting health, human rights, and the environment. "American corporations doing business abroad should be held to the same standards as they are in America," he said. Rep. Jim McGovern, D-Mass., a co-chairman of the House Human Rights Commission, is slated to hold a hearing on April 28 focusing largely on the plight of thousands of Ecuadorans affected by toxic oil waste.

Brown, who recently joined the lobbying effort, is working the California congressional delegation, Barnes said.

Donziger, who has worked on the litigation for almost 15 years, discussed the case a few years ago with then-Sen. Obama, as Newsweek first reported. In February 2006, Obama and Sen. Patrick Leahy, D-Vt., wrote to Rob Portman, then the USTR, asking that Ecuadoran peasants be given "their day in court."

It's ironic, Donziger says, that Texaco, and later Chevron, pushed a U.S. court to have the case shifted to Ecuador. "Almost every meaningful decision that every court has made has been a rejection of Chevron," he said.



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212-570-4499 (land)  
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New York, New York 10025  
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**Jennifer Peers**

---

**From:** Steven Donziger [sdonziger@gmail.com]  
**Sent:** Monday, June 01, 2009 3:54 PM  
**To:** Mitch Anderson  
**Cc:** Doug Beltman  
**Subject:** connie's questions

Mitch,

You might want to start by sending her the executive summary of the Cabrera report, which deals generally with questions (a) and (c). The cancer deaths issue is one that is answered on the long memo in the press kit, #15. There is one study of blood work that shows significant chromosomal damage to the local population in San Carlos (in response to (b)), which we can provide. In terms of (d), not sure where that comes from or why it is being asked. The operative question for (d) is which entity was the operator, as under the law the operator is responsible for 100% of the environmental damage. The exclusive operator of the consortium from 1964 to 1990 was Texaco.

You might want ask her to read the materials in the press kit for deep background, as it sounds like she is smart and interested in really understanding this. If she needs more detail have her call me.

Thanks, SRD

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Steven Donziger  
212-570-4499 (land)  
212-409-8628 (fax)  
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Law Offices of Steven R. Donziger, P.C.  
245 W. 104th St., #7D  
New York, New York 10025  
Email: [sdonziger@gmail.com](mailto:sdonziger@gmail.com)

**Jennifer Peers**

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**From:** Doug Beltman  
**Sent:** Monday, May 04, 2009 6:15 PM  
**To:** 'Jaime Breilh'; Pablo Fajardo Mendoza; STEVEN DONZIGER  
**Cc:** Ilonka Tilleria (AS); mey\_1802@hotmail.ec  
**Subject:** RE: SCIENTIFIC EVENT RE: EVENTO CIENTIFICO

Dear Dr. Brieihl:

Thank you very much for the invitation. I am truly honored, and I would love to participate in this important forum - if I can. I need to check on a few things on my schedule, and I will get back to you as soon as possible with my answer.

Again, thank you very much for the invitation.

**Douglas Beltman**  
*Executive Vice President*

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**From:** Jaime Breilh [mailto:jbreilh@uasb.edu.ec]  
**Sent:** Thursday, April 30, 2009 8:04 AM  
**To:** Pablo Fajardo Mendoza; STEVEN DONZIGER; Doug Beltman  
**Cc:** Ilonka Tilleria (AS); mey\_1802@hotmail.ec  
**Subject:** SCIENTIFIC EVENT RE: EVENTO CIENTIFICO

Dear Dr Beltman

I am the dean of the Health Area of Universidad Andina in Quito Ecuador.

We are launching a new doctoral program on “Collective (social) Health, Environment and Society” starting from this next July. As one of the opening events of our PhD program, we are organizing an international Forum on “Oil, Ethics and Health Research”. The main idea is to get together some of the best experts on this field like Colin Soskolne (U. Alberta, Canada); Lia Giraldo and Marcelo Firpo (FIOCRUZ, Brasil), Carlos Beristein (Spain) and yourself, to update us on the state of the art and key scientific evidences about the human and ecosystem impacts of irresponsible oil extraction.

We want to provide a solid international academic support to the country's effort to position this problem in the national conscience, so that our citizens understand the full significance and projections of the Amazon Peoples Demand against Chevron Texaco.

Our distinguished international guest together with the Ecuadorian researchers that will participate will also be invited to participate in media interviews to promote a thoughtful understanding of implications of this historical demand the consolidation of our new constitutional health and environmental rights.

In the name of our institution –one of the most prestigious Andean graduate studies center- I am formally inviting you to participate. The organizing institutions will cover all expenses of your three day visit to Quito. I sincerely hope you accept our invitation.

I am enclosing a Spanish version of the program in which your presentation about “Chemical Contamination, Oil and Health” will constitute a crucial contribution. We will provide simultaneous translation if your speech will be given in English.

I take the opportunity to thank you in advance for considering your participation.

Best regards

Jaime Breilh, Md. PhD  
Head of the Health Area

Jaime Breilh, Md.MSc.PhD  
Director Área de Salud  
Universidad Andina Simón Bolívar  
Edificio Mariscal Sucre, Piso 4°, Toledo N2280  
Quito, Ecuador  
[jbreilh@uasb.edu.ec](mailto:jbreilh@uasb.edu.ec); [www.uasb.edu.ec](http://www.uasb.edu.ec)  
Tel: 593 2 3228095

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**De:** Pablo Fajardo Mendoza [<mailto:pafabibi@gmail.com>]  
**Enviado el:** miércoles, 29 de abril de 2009 17:05  
**Para:** STEVEN DONZIGER; Doug Beltman; Jaime Breilh  
**Asunto:** EVENTO CIENTIFICO

Saludos Jaime, Steven

Como hemos hablado con ustedes, el evento científico sobre ETICA Y SALUD, CIENTIFICO MERCENARIOS y mas fraudes se llevará a cabo el 17 y 18 de junio en la Universidad Andina Simón Bolívar.

El objetivo del evento es demostrar como hay científicos y científicos, es decir como hay unos científicos honestos, y como hay unos científicos, que tuercen la verdad, para beneficiar a las empresas como Chevron, entre otras cosas. Para esto ya está comprometida la presencia de los mejores exponentes de: Canada, España, Brasil, Ecuador y Estados Unidos (Douglas)

Steven, atendiendo tu sugerencia, hemos visto la importancia que tendría la participación de Douglas en el evento, con una conferencia magistral sobre SUS INVESTIGACIONES CIENTIFICAS EN ECUADOR Y ESTADOS UNIDOS, DE LA QUIMICA Y SUS EFECTOS EN LA SALUD HUMANA.

Jaime Breilt, quien es el responsable del área de salud de la Universidad Andina “Simón Bolívar”, se contactará con Douglas para definir el nombre del tema y asegurar la participación de él en éste evento.

Gracias compañeros y seguimos en la lucha...

Envío el email con copia a Douglas, Steven y Jaime.

Pablo Fajardo Mendoza

**Jennifer Peers**

---

**From:** Doug Beltman  
**Sent:** Wednesday, June 03, 2009 10:55 AM  
**To:** 'Jaime Breilh'; Pablo Fajardo Mendoza; STEVEN DONZIGER  
**Cc:** Ilonka Tilleria (AS); mey\_1802@hotmail.ec  
**Subject:** RE: SCIENTIFIC EVENT RE: EVENTO CIENTIFICO

Dear Dr. Brieihl:

Thank you for your continued patience. I am honored to accept your gracious invitation to participate in the conference. I look forward to participating in this important event.

I would appreciate any guidance or ideas you may have for my presentation to make it fit well with the theme and intent of the conference.

Thank you again for the gracious invitation, and I look forward to seeing you.

Douglas

**Douglas Beltman**  
*Executive Vice President*

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Tel: 593 2 3228095

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**Asunto:** EVENTO CIENTIFICO

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Pablo Fajardo Mendoza