

Peter A. Berg

Associate
Corporate, Finance and Investments

Houston: +1 713 276 7375
pberg@kslaw.com



Peter Berg represents owners, developers and lenders in their global on-shore and off-shore construction projects, including liquefied natural gas (LNG) export facilities, petrochemical facilities, refineries, pipeline projects, off-shore drilling platforms, FPSOs, SURF, state-of-the-art paper-making facilities and others, ranging in value from \$100 million to over \$10 billion. Peter is focused exclusively on construction transactions and is experienced in drafting and negotiating a variety of agreements, including EPC, EPCM, construction, construction management, engineering, architectural, equipment supply and professional services agreements. Before joining the firm, Peter practiced construction litigation and represented clients ranging in size from family-owned subcontractors to some of the largest construction companies in the United States.

As a former litigator, Peter uses his background to assist clients in avoiding disputes by focusing on issues that create conflict. In the event conflict is unavoidable, Peter also helps clients resolve disagreements early at the project level. Peter's background in civil engineering also lends real-world perspective and an added benefit to clients.

Peter has represented subcontractors, general contractors, engineering firms, architects, owners and developers on both public and private projects and in a wide range of litigation and transactional matters.

Matters

Represented **Freeport LNG, LLC** in the drafting and negotiation of FEED and EPC agreements for the engineering, procurement and construction of a liquefied natural gas (LNG) export terminal in Texas, a multi-billion dollar project.

Represented **Cheniere Energy, Inc.** in the drafting and negotiation of multiple EPC and construction agreements for the construction of a U.S.\$1B natural gas pipeline and associated facilities in Oklahoma.

Represented **Bayport Polymers LLC** in drafting and negotiating an EPC agreement for the construction of a U.S.\$1B+ polyethylene plant on the Gulf Coast in Texas, with continued representation during project execution.

Represented a **portfolio company of a major private equity fund** in drafting and negotiating a \$600M+ engineering, procurement and construction agreement for an alkylation plant in Texas,

including related negotiations with licensors of process technologies.

Representing a **major international developer** in drafting and negotiating an EPC agreement for the design, procurement and construction of a U.S.\$1B+ desalination plant to be built in South America.

Represented a **major oil and gas company** in the drafting and negotiation of master EPCI contracts with multiple contractors for the engineering, procurement, construction and installation of subsea installation projects throughout the world.

Represented a **major oil and gas company** in the connection with the contracts for the development of deep water, high pressure temperature (HPHT) drill ships in the GOM, capable of conducting drilling operations in water depths up to 12,000 feet.

Represented a **Mexican paper company** in drafting and negotiation of an engineering, procurement and construction (EPC) agreement for a 400,000 ton container-board mill near Monterrey, Mexico, which will use the largest container-board machine ever installed in Mexico.

Represented **WestRock Company** in the drafting and negotiation of high-value engineered equipment purchase contracts for major capital equipment purchases for projects located in the United States, Mexico and Brazil.

Representing **owner/developer** in drafting and negotiating various front-end engineering design (FEED) agreements, EPC agreements and supply agreements for the development and construction of a first-of-its-kind production and export plant and related transportation facilities and vessels to be deployed to various locations across the Caribbean and Central America.

Represented **Enterprise Products Partners L.P.** in drafting and negotiating an EPC agreement for the construction of a refrigeration train for ethylene exports in Texas.

Representing **owner/developer** in the drafting and negotiation of FEED, EPC, detailed engineering and construction agreements for the construction of a natural gas liquids pipeline, natural-gas processing plant and associated facilities in Texas.

Represented **Sendero Midstream Partners, LP** in drafting and negotiating an EPC agreement for the construction of a \$100M+ cryogenic gas processing facility in New Mexico.

Represented a **major midstream developer** in negotiations and drafting of license, engineering, EPC and other agreements for the construction of a propylene fractionation plant to be built on the Gulf Coast in Texas.

Represented **owner/developer** in negotiations for a renovation project related to Super Bowl LIII in Atlanta, Georgia.

Represented **owner/developer** in drafting and negotiating EPC agreements for animal feed supplement production facilities in Texas.

Represented **owner/developer** in drafting and negotiating EPC agreement for design and construction of a barge-mounted, natural gas-fired, combined-cycle power generation facility to be built in Singapore and navigated and docked in the Dominican Republic.

Represented **general contractor** in litigation against owner of a 130-MW hydroelectric power generation facility built in Pennsylvania involving over US\$70 million in dispute.

Represented **subcontractor** in litigation against general contractor in prompt payment dispute resulting in unanimous jury verdict in client's favor, recovery of all amounts owed and an award of attorney's fees.

Represented **general trades contractor** in litigation against the State of Ohio before the Ohio Court of Claims obtaining favorable judgment.

Represented **general contractor** in litigation against an exploration and production (E&P) company in a multi-million dollar collection action obtaining summary judgment in client's favor on breach of contract and lien foreclosure claims.

Credentials

EDUCATION

J.D., The Ohio State University, cum laude

B.S. Civil Engineering, University of Colorado at Boulder

ADMISSIONS

Colorado

District of Columbia

Ohio

Texas

Virginia

Recognition

Recognized as a "Rising Star" in construction

LEGAL 500, 2020

Judge Joseph H. Harter Memorial Award for Academic Achievement in Trial Practice

Insights

NEWSLETTER

December 4, 2017

Energy Newsletter – December 2017

News

CASES & DEALS

May 15, 2020

Next Wave Energy Partners and Energy Capital Partners close financing for Traveler Alkylate Facility

IN THE NEWS

August 6, 2019 • Source: The Texas Lawbook

Scott Greer, Peter Berg and Silvia Martin advise Freeport LNG on the multi-billion dollar agreement with Kellogg Brown & Root for Freeport LNG's export facility on Quintana Island

RECOGNITION

June 15, 2020

King & Spalding Earns Top-Tier Rankings in Legal 500 United States 2020 Guide

[VIEW ALL ON KSLAW.COM](http://www.kslaw.com)