

# ***Proposed AGDC Confidentiality Regulations***

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## **ExxonMobil Messages for 15OCT Public Hearing**

- ExxonMobil is pleased that the State of Alaska is participating in the Alaska LNG Project (AKLNG) as a way to build alignment among the participants and provide a clear signal that the State supports the project. This is consistent with the Heads of Agreement (HoA) for the Alaska LNG Project (AKLNG) signed by the State of Alaska in January 2014 and with Senate Bill 138 enacted by the Alaska Legislature in April 2014.
- AGDC has been a valued participant in the Pre-FEED phase.
- ExxonMobil is troubled by the proposed AGDC Confidentiality Regulations.
- I don't believe AGDC can name a single private, public or state-owned company that publicly discloses its commercial agreements, including their actual terms and conditions.
- If enacted, we believe these regulations would prohibit continued AGDC participation in AKLNG.
  - Technology providers would be unlikely to license proprietary information if a key participant is unable to enter robust confidentiality agreements.
  - Disclosure of the commercial terms relating to the AKLNG project would not only be to the competitive detriment of the AKLNG project, but also would put the AKLNG participants at a significant disadvantage in commercial negotiations with potential LNG buyers, potential contractors, suppliers and vendors to the project and potential lenders.
- The Alaska Legislature has given AGDC full authority under HB4 and SB138 to enter the robust confidentiality agreements necessary for a venture such as AKLNG.
- The proposed regulations are unnecessary and harmful, and should be rejected in their entirety.

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