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Certificate of Accuracy

This is to certify that the attached transcription is, to the best of our knowledge and belief, a true, accurate and complete transcription from English into English of the audio files related to the following:

CRS162-03-CLIP 01

Dated: August 30, 2010



Audrey Dotson
Senior Project Manager - Legal Translations
Merrill Brink International

Sworn to and signed before
Me, this 30th day of
August 2010



Notary Public
GINA ST LAURENT
Notary Public, State of New York
No. 01ST6146442
Qualified in New York County
Commission Expires May 15, 2014

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CHEVRON MATTER

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TRANSCRIBED FROM CRS162-03-CLIP 01

VIDEO FILE, HIGHLY CONFIDENTIAL

1 STEVEN DONZIGER: --I'm really upset
2 about it. I also found out yesterday that,
3 um, Petroecuador, the state oil company
4 that's defending itself in the New York case,
5 has a, a cleanup plan, to clean up a bunch
6 of pits. And they claim in their materials
7 that the plan is about fulfilling their
8 contract, their cleanup contract, with
9 Texaco. You know, if you remember the
10 cleanup contracts at Texaco only had to, to
11 fix 37 percent of the damage, which is their
12 share of the ownership. Even though they
13 did it all. So, Texaco's argument all along
14 has been that we did our share and they
15 never did their share, what are you suing us
16 for now? They should be the ones cleaning
17 it up. Well, they're cleaning it up. I
18 mean, in a way that's a good thing, they're
19 cleaning it up. But in a way, it's like I
20 feel like this whole this is orchestrated by
21 Chevron to undermine our legal position.
22 'Cause then they can say, "Oh," when it
23 comes time to damages, they've already
24 cleaned up 300 pits. But they're not really
25 cleaning them up, they're like doing the

1 same, you know, shoddy cleanup that Texaco
2 did, which is running dirt over the pits.
3 You know, so, how do we control that? You
4 know, it's like everything we have to get
5 here, we have to fight for. And they just
6 have to exist and it sort of happens their
7 way. You know, because culturally the whole
8 country is set up to help foreign oil
9 companies. You know, and all this language
10 with the new president, you know, against
11 Oxy and against oil companies, I mean, in
12 practice the culture is so entrenched in the
13 bureaucracy here to help foreign oil
14 companies, it just happens. The new
15 government comes in, they don't even know
16 about this program. And then they see it,
17 and they don't know what it means, or how it
18 prejudices their legal position. 'Cause
19 there's no institutional continuity here.
20 You know, they've had, they've had, they've
21 had eight presidents in ten years. Like no
22 one knows what the hell is going on. You
23 can't deal with the bureaucracy here. We
24 know more than they do. And you go in
25 they're like, "Oh!" and they have so much to

1 deal with, but they can't even make space in
2 their brains to hear us out. You know?

3 MALE VOICE 1: But Monday you were very
4 confident that the new president--bodes well
5 for the case.

6 DONZIGER: I am. I do think the new
7 president helps us tremendously. But he's
8 the new president and he's trying to become
9 a leader in Latin America, and how much time
10 does he really have to focus on our case?
11 When he was a candidate in fourth place last
12 April, he was happy to meet with us. We had
13 a very quiet meeting in a coffee shop. He
14 came with jeans and one aide. And he loves
15 us, I know he does. And he's a great guy.
16 But he's dealing with world leaders right
17 now, and he's being attacked by the U.S.
18 government. And he has huge problems with
19 the foreign debt. And he's dealing with all
20 these macro issues. And the question is:
21 Can we get to him? You know, he's our
22 friend, can we get to him? And we have to
23 get to him. And that's why, you know, we
24 want to bring in Marie Eugenia who worked
25 for the old president, to lead the campaign

1 for us to meet with him, and really raise
2 the profile of leadership, because what good
3 is it if a friend gets elected, if he
4 doesn't do anything for you? You know, I
5 mean, there's a tendency to rest, to, to
6 take it easy. Just 'cause your guy is in
7 power when in reality you should work harder
8 than ever, get all you can out of that
9 situation. So, we have, we have a lot of
10 challenges ahead of us. But it just bugs
11 the hell out of me, beyond anything you can
12 believe, that the ultimate outcome of this
13 case could rest in the hands of some U.S.
14 judge who has no idea what's really
15 happening, and is subject to these papers
16 that completely manipulate the facts.

17 MALE VOICE 1: Can you just--

18 [end of recording]