



IHS CHEMICAL CONSULTING

Litigation and Expert Witness

Expertise and insight to assist clients and their counsel to tackle challenging legal issues.

We can help answer:

- Who can support as an expert witness in an upcoming lawsuit?
- Will my company's interests be preserved in an upcoming dispute?
- How do I resolve a dispute successfully?

Highly credible, authoritative and persuasive expert testimony and analysis can be crucial in achieving a successful dispute resolution. Built on IHS' reputation for impartiality and our extensive industry intellectual capital, our team has developed extensive experience through providing expert assistance to attorneys involved in litigation matters relating to the chemical, polymer, fiber and allied products industries. With experience ranging from working with engineers, regulators, business executives, to attorneys and other advisors, IHS is equipped to provide guidance throughout the entire discovery and trial processes.

Combined with the data and information in our multi-subscriber databases and reports, we can truly partner with our customers to understand what issues are relevant to the case and how they can be best presented.

With our deep industry experience as well as our customized analytical approach for each engagement, IHS can deliver the most persuasive and well-grounded expert report and testimony.

Core Capabilities

- Expert witness reports & testimony
- Litigation strategy
- Asset/ IP/ business valuation
- Contract review and design
- Bankruptcy support
- Negligence determination
- Commercial mediation

Industries we support

- Integrated oil & gas companies
- Base chemicals and intermediates
- Inorganic chemicals
- Polymers and plastics
- Specialty, fine and performance chemical
- Fertilizers
- Industrial biochemicals/ biomaterials
- Converters/ Industrial manufacturers/ Brand owners
- Chemical process equipment suppliers
- Technology licensors
- Engineering, Procurement, Construction (EPC)
- Investors/ Financial institutions
- Governments/ Industry associations
- Legal
- Insurance

Why choose IHS?

IHS Chemical has deep experience in advising chemical producers, governments, financial institutions and technology providers operating at any point along the chemical value chain, from commodity to specialty chemicals and renewables. Together, our team offers what many consultancies cannot, a history dedicated to the chemicals industry and how it integrates with upstream oil, gas and minerals operations and downstream end-use markets. That experience enables us to understand your greatest challenges and work in partnership with you to find the optimum solution.

Expert Highlight



**Mike Kratochwill, Managing Director,
Litigation and Dispute Resolution,
IHS Chemical**

Mike has extensive experience in the energy and chemical industries in upstream oil and gas, midstream, and downstream refining and chemicals, including specialty chemicals and oilfield chemicals. Before his current position as a managing director at IHS Chemical Consulting, he held positions at Sunoco, Atlantic Richfield, ARCO Chemical, Continental Bank, Chem Systems, Nexant and, most recently, at Chemical Market Associates. He has been a member of the AIChE since 1970 and the SPE since 1979.

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Project examples

This list is not exhaustive and is intended to serve as an introduction to IHS Chemical Consulting's breadth of services offered:

Project Name	Project Description
Consulting Expert on the Breakup of Two Mega Chemical Company Mergers	Two teams of IHS consultants focused on providing market, technical and commercial forecasts for two separate clients attempting to avoid the breakup fees of two aborted merger agreements. Consulting expertise included assessments of the major business segments of the acquisition targets, their competitive positions in the market and the current state of their businesses. This work also included locating, preparing and assisting outside industry specialists for coverage of specialty business segments not normally tracked by IHS.
Litigation Support in a \$700 Million Arbitration Proceeding	Our client's rights were challenged with respect to a breach of a "right of first refusal" on chemical assets. A member of IHS staff was retained as the principal expert witness to provide direct testimony, expert witness reports and damage estimates that supported our client's position in the proceeding.
Cumene Supply Contract Dispute	IHS Consulting was retained by the Claimant in an arbitration arising from a cumene supply contract dispute. Claimant requested the arbitrators to: (1) determine the appropriate cumene price methodology; and (2) recover the amounts owed by respondent for its share of the fixed costs of the plant. Respondent in the first arbitration commenced the second action seeking a ruling regarding fixed cost allocations. The work included a detailed analysis and forecasting of prices, US capacity, and end use demand of cumene.
Anti-Trust Claims	This case alleged monopolization of the market for a high-performance fiber in the United States. IHS focused on obtaining sales and market share figures for the fiber in the United States, which were needed to substantiate defendant-third party plaintiff's allegations. IHS prepared an expert report covering commercial aspects of the case focused on the manufacturing costs of high performance fibers and provided expert witness testimony in court.

For more information

Visit: www.ihs.com/chemicalconsulting
or email: chemicalconsulting@ihs.com

ABOUT IHS

IHS (NYSE: IHS) is the leading source of information, analytics and expertise in critical areas that shape today's business landscape. Businesses and governments in more than 140 countries around the globe rely on the comprehensive content, expert independent analysis and flexible delivery methods of IHS to make high-impact decisions and develop strategies with speed and confidence. IHS has been in business since 1959 and became a publicly traded company on the New York Stock Exchange in 2005. Headquartered in Englewood, Colorado, USA, IHS is committed to sustainable, profitable growth and employs nearly 9,000 people in 33 countries around the world.