

Fred Quivik, Ph.D.: Bases for Opinion II

- 1. Delegations of authority pass from the top of BP's global upstream segment to the Gulf of Mexico SPU, which managed operations in the Gulf of Mexico and at the Macondo well.**
- 2. The chain of ownership between BP p.l.c. and BPXP exists without reference to BP's operations in the Gulf of Mexico.**
- 3. The BPXP board of directors provided no oversight over BP's operations in the Gulf of Mexico before the Macondo disaster and only minimal oversight after.**
- 4. BPXP does not have its own employees; BP workers and managers in the Gulf did not consider themselves BPXP employees; and no one in the D&C organization was an employee or officer of BPXP.**
- 5. The response to the Macondo disaster was initiated, organized, and directed by the BP Group, not only BPXP.**