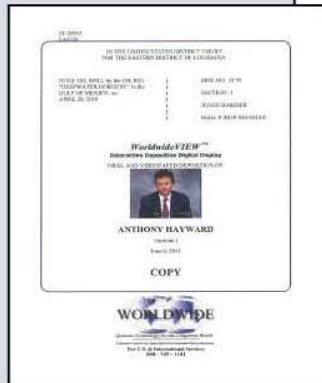


# Hayward Knew OMS Not Implemented in Gulf of Mexico

Tony Hayward



1 implementation in the Gulf of Mexico at the time.  
2 Q. By you, completed in --  
3 A. Yes, I was certainly aware that the  
4 implementation of OMS was not complete across the  
5 company. And I may -- I can't recall -- have been  
6 aware that it was not complete in the Gulf of Mexico.  
7 I probably was.  
8 Q. When you gave the testimony that the OMS  
9 and personnel absolutely were being used on the  
10 BEHAVIOR ACADEMY, you knew for a fact -- you knew for  
11 a fact, didn't you, that critical aspects, pieces  
12 of key-related aspects of OMS were not implemented on  
13 the BEHAVIOR ACADEMY on April 30th, 2010?  
14 A. No, I did --  
15 Q. NO, YOU'RE OBJECT TO THE FACT.  
16 A. I did not know that absolutely.  
17 Q. By Mr. Condon's call, you had actually  
18 been briefed on that very point less than a month  
19 before you testified, isn't that right?  
20 A. I -- I think you need to refresh my memory if  
21 I had.  
22 Q. This is, this is, this is Exhibit 1775,  
23 previously marked. I call your attention to the e-mail  
24 at the bottom of the first page. How John Bates. Do  
25 you see that?  
26 PERSUASIVE TO CONFIDENTIALITY ORDER

Page 183

[But] I was certainly aware that the implementation of OMS was not complete across the company. **And I may -- I can't recall -- have been aware that it was not complete in the Gulf of Mexico. I probably was.**

*Deposition of Tony Hayward at 183:3-7, June 6-7, 2011*

1 did you know in April of 2010, what the OMS had not  
2 been fully implemented in the Gulf of Mexico?  
3 A. I -- yeah. I believe I was aware that it had  
4 not been fully implemented. It was in the process of  
5 being implemented as it was in other parts of BP.  
6 Q. Was specifically with respect to the Gulf of  
7 Mexico, that's your answer?  
8 A. Yes.  
9 Q. Okay. When did you come to learn that?  
10 A. I would have been aware of it prior to the --  
11 you know, in the course of doing my -- my job.  
12 Q. Okay.  
13 A. Because we had a -- as I've explained a number  
14 of times through this deposition, the Group Operations  
15 Risk Committee was looking at the progress of  
16 implementation.  
17 Q. So you were getting reports as to where it was  
18 implemented, where it was not yet implemented?  
19 A. And where it -- where it was retained, so to  
20 speak.  
21 Q. Okay. Now there are parts of OMS, to your  
22 knowledge, that were applicable to the Gulf of Mexico  
23 in April of 2010?  
24 A. That was applicable? It was all applicable.  
25 I'm --  
26 PERSUASIVE TO CONFIDENTIALITY ORDER

Page 663

Q. Did you know in April of 2010, that the OMS had not been fully implemented in the Gulf of Mexico?  
A. **I -- yeah. I believe I was aware that it had not been fully implemented.**

*Deposition of Tony Hayward at 663:1-4, June 6-7, 2011*