

Deepwater Horizon Incident
Standard Language for Plans – Final, June 5, 2010:

All plans will include the following legal disclaimer directly above the signature lines:

“Approval of this work plan is for the purposes of obtaining data for the Natural Resource Damage Assessment. Parties each reserve its right to produce its own independent interpretation and analysis of any data collected pursuant to this work plan.”

For plans with samples going to a lab, the following statement should be included:

“Unless otherwise agreed upon by the Trustees and BP, all samples will be sent to TDI Brooks Lab.”

If an alternate lab is agreed to, it should be clearly stated in the Work Plan so that the signed plan contains the information regarding the alternate lab.

Data Sharing:

“Each laboratory shall simultaneously deliver raw data, including all necessary metadata, generated as part of this work plan as a Laboratory Analytical Data Package (LADP) to the trustee Data Management Team (DMT), the Louisiana Oil Spill Coordinator's Office (LOSCO) on behalf of the State of Louisiana and to ENTRIX (on behalf of BP). The electronic data deliverable (EDD) spreadsheet with pre-validated analytical results, which is a component of the complete LADP, will also be delivered to the secure FTP drop box maintained by the trustees' Data Management Team (DMT). Any preliminary data distributed to the DMT shall also be distributed to LOSCO and to ENTRIX. Thereafter, the DMT will validate and perform quality assurance/quality control (QA/QC) procedures on the LADP consistent with the authorized Quality Assurance Project Plan, after which time the validated/QA/QC'd data shall be made available to all trustees and ENTRIX. Any questions raised on the validated/QA/QC results shall be handled per the procedures in the Quality Assurance Project Plan and the issue and results shall be distributed to all parties. In the interest of maintaining one consistent data set for use by all parties, only the validated/QA/QC'd data set released by the DMT shall be considered the consensus data set. The LADP shall not be released by the DMT, LOSCO, BP or ENTRIX prior to validation/QA/QC absent a showing of critical operational need. Should any party show a critical operational need for data prior to validation/QA/QC, any released data will be clearly marked "preliminary/unvalidated" and will be made available equally to all trustees and ENTRIX.”