

PCA CASE NO. 2011-17

IN THE MATTER OF AN ARBITRATION UNDER

A. THE TREATY BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF BOLIVIA CONCERNING THE ENCOURAGEMENT AND RECIPROCAL PROTECTION OF INVESTMENT

-and-

B. THE AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE REPUBLIC OF BOLIVIA FOR THE PROMOTION AND PROTECTION OF INVESTMENTS

-and-

C. THE ARBITRATION RULES OF THE UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW (UNCITRAL)

-between-

- 1. GUARACACHI AMERICA, INC.**
- 2. RURELEC PLC**

(the "Claimants")

-and-

THE PLURINATIONAL STATE OF BOLIVIA

(the "Respondent," and together with the Claimants, the "Parties")

PROCEDURAL ORDER NO. 15
11 March 2013

A. HEARING VENUE AND FINAL DATES

1. By e-mail of 25 February 2013, the Respondent informed the Tribunal that the Parties had reached an agreement on holding the hearing in Paris instead of The Hague. Additionally, the Respondent stated that both Parties would need five consecutive hearing days, and proposed to the Tribunal that the hearing be held from 1 to 5 April 2013, maintaining 8 April 2013 as a reserve.
2. By e-mail of 26 February 2013, the Claimants confirmed the abovementioned agreement.
3. By letter dated 1 March 2013, the PCA informed the Parties that the Tribunal accepted to move the hearing to Paris, but that the hearing could only begin in Paris as of 2 April 2013.
4. By subsequent communications between the PCA and the Parties, the Parties proposed to hold the hearing from 2 to 5 April and 8 April 2013, with 9 April 2013 held in reserve.

B. EXTENSION AGREED BETWEEN THE PARTIES

5. By e-mail of 1 March 2013, the Respondent informed the Tribunal that the Parties had reached an agreement on a brief extension of the deadlines for the submission of the Rejoinder on the Merits, until Sunday, 3 March 2013. Additionally, the Respondent informed the Tribunal that all the exhibits contained in the Rejoinder on the Merits would be sent by e-mail to the Claimants on the same day.
6. By subsequent e-mail of the same date, the Tribunal accepted the abovementioned agreement.

C. DECISION

7. The Tribunal accepts the Parties' proposal and decides that the hearing shall be held in Paris from 2 to 5 April and 8 April 2013, with 9 April 2013 held in reserve.
8. The Tribunal hereby confirms the Parties' agreement regarding a brief extension for the Respondent's submission of its Rejoinder on the Merits until 3 March 2013. The remainder of the schedule leading up to the hearing shall be as follows.
9. By **14 March 2013** each Party shall provide to the other side, with a copy to the Tribunal and the PCA, (a) the names of the witnesses whose statements or reports have been submitted by the other Party who they request be made available for cross-examination at the hearing, and (b) any request by a Party for the Tribunal to allow the appearance at the hearing of witnesses whose statement or report has been submitted by that Party.

10. On **26 March 2013**, a pre-hearing conference call shall be held for the purpose of resolving any outstanding issue in connection with the appearance of witnesses or any other matters relating to the hearing.

The co-arbitrators have approved this order, signed only by the President.

11 March 2013



José Miguel Júdece
(President of the Tribunal)