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October 25, 2007

By Email

Nassib G. Ziadé
Deputy Secretary-General
International Centre for Settlement
of Investment Disputes
1818 H Street NW
Washington, D.C. 20433

Re: Grand River Enterprises et al. v. United States of America

Dear Deputy Secretary-General:

I have received your letter of October 23, 2007 asking about my involvement in proceedings before the Inter-American Commission on Human Rights and the United Nations Committee on the Elimination of Racial Discrimination (CERD) in which the United States is being evaluated for its compliance with its international obligations.

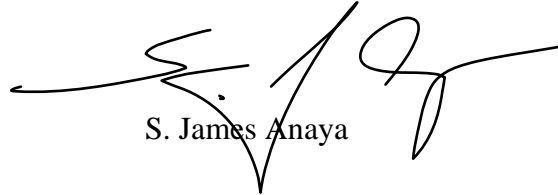
Please know that, for reasons unrelated to the present matter, I am in the process of withdrawing as counsel to the petitioners in the Inter-American Commission proceedings. This withdrawal will be complete within the next few days or weeks, as soon as substitute counsel can be confirmed. I am withdrawing as counsel to parties in these proceedings due to the fact that I am being nominated for the position of Special Rapporteur on the Human Rights and Fundamental Freedoms of Indigenous People of the United Nations Human Rights Council. This position requires impartiality as to any UN member state that may come under scrutiny by the Special Rapporteur for its conduct relevant to human rights.

As for the CERD proceedings, my previous involvement was to assist Western Shoshone parties in writing submissions that helped lead to a non-binding decision of March 2006 and in writing submissions to follow up on that decision. I did not directly represent any of these parties in the CERD proceedings, nor do I now. My only involvement in the CERD proceedings in the last few months has been to supervise students and staff in a clinical course at the University of Arizona College of law who are assisting Western Shoshone organizations and their attorneys. That assistance now is aimed at providing CERD with pertinent information as it prepares to consider the United States' periodic report under the relevant treaty in March of 2008. I am not myself

engaged in any advocacy on behalf of the Western Shoshone or any other party before CERD in relation to the United States' international obligations, although naturally in the course of my work as an instructor for the clinical course I provide orientation to students that is relevant to their work in connection with the Western Shoshone, other indigenous peoples, and CERD.

Please let me know if you require any further information.

Sincerely,



S. James Anaya

Copies to:

Mr. Fali Nariman
Mr. John Crook
Ucheora Onwuamaegbu
Mr. Mark Clodfelter and Ms. Andrea Menaker
Mr. Todd Wieler, Esq.
Mr. Leonard Violi, Esq.
Ms. Chantell MacInnes Montour, Esq.
Mr. Robert Luddy, Esq.
Aril Ali, Esq.