

## International Centre for Settlement of Investment Disputes

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June 24, 2008

### By e-mail

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### **Re: Grand River Enterprises *et al* v. United States of America – NAFTA/UNCITRAL Arbitration Rules Proceeding**

Dear Madame and Sirs,

In connection with the Claimants' letter of June 12, 2008, the President of the Tribunal has asked me to inform you of the following:

1. As requested by the Claimants and not objected to by the Respondent, the Tribunal decides to extend the deadlines for the parties' submission on the merits. The Tribunal grants therefore fourteen (14) days to the Claimants to file their Memorial on the merits and twenty-eight (28) days to the Respondent to file its Counter-Memorial on the merits.

2. The other deadlines set out in numeral 4 paragraphs (iii), (iv) and (v) of the Tribunal's letter of April 18, 2008 are extended by twenty-eight (28) days.
3. Therefore, the schedule for the parties' submissions is as follows:
  - (i) The Claimants shall file their Memorial by July 10, 2008. The Memorial should include all documentary evidence, witnesses' statements and experts' reports relied on by the Claimants.
  - (ii) The Respondent shall file its Counter-Memorial by December 22, 2008. The Counter-Memorial should include all documentary evidence, witnesses' statements and experts' reports relied on by the Respondent.
  - (iii) Canada and Mexico's observations in accordance with NAFTA Article 1128 and any amicus curiae submissions shall be filed by January 19, 2009.
  - (iv) The Claimants shall file their Reply by February 16, 2009. Only rebuttal evidences and/or testimonies are permitted in the Reply.
  - (v) The Respondent shall file its Rejoinder by April 13, 2009. Only rebuttal evidences and/or testimonies are permitted in the Rejoinder.
5. The hearing on the merits will be held from June 22 to July 3, 2009 in Washington, D.C. Details on the hearing will be provided to the parties in due course.
6. Except for the new dates for the parties' submissions set in this letter, the content of the Tribunal's letter of January 28, 2008, shall remain in effect.
7. The Tribunal will not grant further extensions of time to the present schedule, absent compelling explanation of reasons.

Respectfully yours,



Claudia Frutos-Peterson  
Secretary of the Tribunal

cc:  
Members of the Tribunal