

International Centre for Settlement of Investment Disputes

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December 16, 2009

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and
c/o Messrs. Zoltán Faludi and
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c/o Mr. Janos Katona
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Re: Electrabel S.A. v. Republic of Hungary (ICSID Case No. ARB/07/19)

Dear Mesdames and Sirs,

The Tribunal has today issued the following procedural order:

(A) The Tribunal approves the Parties' joint proposal to amend the procedural timetable, as set out in the Parties' joint message of 14 December 2009; and

(B) The Tribunal has considered the Claimant's written response of 14 December 2009 to the Respondent's written application of 10 December 2009 for the production of the draft new PPA initialled by Dunamenti and MVM in December 1999. The Tribunal grants this application for the production by the Claimant of the draft agreement on the grounds that (i) the request is both specific and limited; (ii) the document is sufficiently relevant as a documentary request for production; and (iii) such relevance, depending on its contents, does not necessarily make it material evidence to the issues in these arbitration proceedings, as to which the Claimant's submissions remain unaffected by this procedural order.

Yours sincerely,

[Signed]

Marat Umerov
Secretary of the Tribunal

cc: Members of the Tribunal