

IN ARBITRATION PURSUANT TO THE RULES OF ARBITRATION  
OF THE UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW

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**WESTMORELAND COAL COMPANY**

*Claimant*

vs.

**GOVERNMENT OF CANADA,**

*Respondent*

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**CLAIMANT'S STATEMENT OF COSTS**

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Lauren F. Friedman  
Kevin D. Mohr  
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Rikki Stern  
Tamsin Parzen  
KING & SPALDING LLP  
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*Counsel for Claimant*

14 June 2024

1. As agreed at the hearing on jurisdiction, Claimant respectfully submits its Statement of Costs.<sup>1</sup>  
 Claimant's fees and expenses in this arbitration total USD 3,589,624.68, as detailed below:

**KING & SPALDING LLP**

DESCRIPTION	COST (USD)
<b>Attorneys' Fees<sup>2</sup></b>	
Attorneys' fees (including legal assistants and litigation support costs)	USD 3,240,552.50
<b>Travel Expenses</b>	
Lawyer travel, lodging and on-site expenses	USD 7,312.20
<b>Miscellaneous Costs</b>	
Miscellaneous (supplies, meals, transportation, etc.)	USD 1,739.98
<b>KING &amp; SPALDING TOTAL</b>	<b>USD 3,249,604.68</b>

**EXPERT WITNESSES**

DESCRIPTION	COST (USD)
<b>Expert Witness' Fees</b>	
Hon. Shelley C. Chapman	USD 90,020.00
<b>EXPERT WITNESSES TOTAL</b>	<b>USD 90,020.00</b>

<sup>1</sup> Tr. Day 2, 321:9, 323:13-22.

<sup>2</sup> King & Spalding has been engaged by Claimant on a hybrid "capped fee and success fee" basis in relation to the law firm's investment of time (hours) on this matter. This amount is composed of USD 2,425,000.00 of fees invoiced by King & Spalding on a capped-fee basis, and a further USD 786,552.50 of fees invoiced and payable if Claimant succeeds on jurisdiction. In light of the success fee component, Claimant seeks recovery of the law firm's time investment in the case in excess of the cap at normal hourly rates. Thus, Claimant seeks USD 3,240,552.50 in legal fees, which equates to King & Spalding's total time investment in the case at normal hourly rates.

**ARBITRATION EXPENSES**

DESCRIPTION	COST (USD)
<b>Tribunal and ICSID Administrative Fees</b>	
Advance on Costs paid by Claimant	USD 250,000.00
<b>ARBITRATION EXPENSES TOTAL</b>	<b>USD 250,000.00</b>

Respectfully submitted,

KING & SPALDING LLP



By: \_\_\_\_\_

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