

INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES

**Marco Gavazzi and Stefano Gavazzi v. Romania
(ICSID Case No. ARB/12/25)**

PROCEDURAL ORDER NO 3

Prof. Hans van Houtte, President of the Tribunal
Mr. V. V. Veeder, Arbitrator
Mr. Mauro Rubino-Sammartano, Arbitrator

Secretary of the Tribunal
Ms. Martina Polasek

March 11, 2014

I. Background

1. On September 13, 2013, the Tribunal issued Procedural Order No. 2 adopting a procedural calendar for the joint proceeding on jurisdiction and merits, as amended by the Tribunal's decision of September 18, 2013.
2. By letter of February 17, 2014, the Respondent requested an extension of 18 days to file its Rejoinder on Liability and a Reply on Jurisdiction and the Counter-Claim ("Rejoinder"), based on principles of reciprocity and equal treatment. The Respondent argued that the Claimants had obtained the same extension of time following the Tribunal's amendment to the procedural calendar of September 18, 2013.
3. By letter of February 18, 2014, the Claimants objected to the request. On March 7, 2014, the Respondent submitted further comments, requesting a two-week extension at a minimum.

II. Tribunal's Decision

4. The Tribunal has considered both parties' above-mentioned letters and has decided to grant the Respondent's request for a two-week extension of the time limit to file the Rejoinder on Liability and a Reply on Jurisdiction and the Counter-Claim. Accordingly, the time limit for the Claimants' Rejoinder on Jurisdiction and the Counter-Claim is also extended by two weeks. Because the date of the pre-hearing telephone conference would fall before the last submission, the Tribunal has decided to hold that call on Wednesday, May 21, 2014.
5. The Tribunal thus adopts the following timetable:
 - i. The Respondent shall file a Rejoinder on Liability and a Reply on Jurisdiction and the Counter-Claim by April 14, 2014;
 - ii. The Claimants shall file a Rejoinder on Jurisdiction and the Counter-Claim by May 14, 2014;
 - iii. The Tribunal shall hold an organizational pre-hearing telephone conference on Wednesday, May 21, 2014; and
 - iv. A hearing on jurisdiction and liability will be held in Paris the week of June 2, 2014 (while the whole week is reserved, the exact amount of days will be determined in due course).

On behalf of the Tribunal

[signed]

Prof. Hans van Houtte, President of the Tribunal