

ICSID Case No. ARB/07/05

Giovanna a Beccara and others v. The Argentine Republic

Annex A to Procedural Order No. 1

**A. Arbitral Tribunal's Ruling on Claimants' Requests for Production of Documents**

<b>Claimants' Request No.</b>	<b>Suggested Tribunal's Decision</b>	<b>Comment</b>
1-a	Denied (lack of relevance).	Respondent does not dispute that it issued debt in compliance with Argentine law.
1-b	Denied (lack of relevance).	Respondent does not dispute that it issued debt in compliance with Argentine law.
2-a	Denied (undue burden).	
2-b	Denied (undue burden).	
2-c	Granted.	Respondent disputes that its bond issues were directed at Italian retail market.
2-d	Denied (undue burden and overly broad).	
2-e	Denied (undue burden and overly broad).	
2-f	Denied (undue burden and overly broad).	
2-g	Denied (undue burden and overly broad).	
2-h	Denied (undue burden and overly broad).	
2-i	Denied (undue burden and overly broad).	
2-j	Denied (undue burden and overly broad).	
2-k	Granted.	Respondent disputes that its bond issues were directed at Italian retail market.
2-l	Granted.	Respondent disputes that its bond issues were directed at Italian retail market.

<b>Claimants' Request No.</b>	<b>Suggested Tribunal's Decision</b>	<b>Comment</b>
2-m	Denied (undue burden and overly broad).	
2-n	Denied (undue burden and overly broad).	
2-o	Denied (undue burden and overly broad).	
3-a	Granted as offered by Respondent but not limited to the extent that Claimants identify exchanges with non-TFA banks.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
3-b	Granted as offered by Respondent.	
3-c	Granted as offered by Respondent.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
3-d	Granted as offered by Respondent.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
3-e	Granted as offered by Respondent.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
4.	Granted as offered by Respondent.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
5.	Granted as offered by Respondent.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
6.	Granted as offered by Respondent.	
7-a	Denied (vague and undue burden)	
7-b	Granted as offered by Respondent.	
7-c	Granted as offered by Respondent.	
7-d	Denied (vague)	
7-e	Denied (undue burden).	

<b>Claimants' Request No.</b>	<b>Suggested Tribunal's Decision</b>	<b>Comment</b>
8.	Granted as offered by Respondent.	
9-a thru 9-ff.	Granted as offered by Respondent.	Whether, according to Respondent, already in TFA's possession, custody or control, is not relevant.
10-a	Denied (lack of relevance).	Respondent does not contest that the 2001 moratorium treated all persons holding bonds or security entitlements in the same manner.
10-b	Denied (lack of relevance).	Respondent does not contest that the 2005 Exchange Offer treated all persons holding bonds or security entitlements in the same manner.
10-c	Denied (lack of relevance).	Respondent does not contest that the GGL conversion program treated all persons holding bonds or security entitlements in the same manner.
10-d	Denied (lack of relevance).	Respondent does not contest that the Cram Down Law treated all persons holding bonds or security entitlements in the same manner.
11. thru 17.	Denied (lack of relevance).	

**B. Arbitral Tribunal’s Ruling on Respondent’s Requests for Production of Documents**

<b>Respondent’s Request No.</b>	<b>Suggested Tribunal’s Decision</b>	<b>Comment</b>
1.	Granted as offered by Claimants.	
2.	Denied (not in possession, custody or control of Claimants).	
3.	Denied (not in possession, custody or control of Claimants).	
4.	Granted as offered by Claimants.	
5. thru 9.	Denied (not in possession, custody or control of Claimants).	
10.	Denied (privileged).	Privilege log not appropriate in relation to attorney-client privilege.
11.	Denied (privileged, lack of relevance, and not in possession, custody or control of Claimants).	Privilege log not appropriate in relation to attorney-client privilege.
12. thru 14.	Denied (lack of relevance and not in possession, custody or control of Claimants).	
15.	Granted as offered by Claimants.	
16.	Denied (lack of relevance and not in possession, custody or control of Claimants).	