

International Centre for Settlement of Investment Disputes

Case No. ARB/24/8

**Ricardo Filomeno Duarte Ventura Leitão Machado
(Portugal)**

Claimant

c.

Republic of Angola

Respondent

CONSOLIDATED LIST OF CLAIMANT'S EXHIBITS

30 January 2025

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Exhibits submitted with the Request for Arbitration		
No.	Description	Date
C-1	Mr Machado's Portuguese passport	27 June 2019
C-2	Statement by Mr Machado pursuant to Rule 2(2)(c)(ii) of the Institution Rules (Spanish)	16 February 2024
C-3	Confirmation of attorney's authorization issued by Mr Machado (Spanish)	16 February 2024
C-4	Certificate from the Commercial Registry of Luanda regarding Aenergy (with informal translation into English)	22 April 2022
C-5	Statement issued by Aenergy on the identity of its shareholders (with informal translation into English)	14 February 2004
C-6	Presidential Order No. 161/17 authorizing funding of USD 1,100,000,000 for the 13 Contracts between Aenergy and Angola (with informal translation into English)	5 July 2017
C-7	GE notice of transfer of ownership to Aenergy	30 June 2016
C-8	GE notice of transfer of ownership to Aenergy	31 March 2017
C-9	GE notice of transfer of ownership to Aenergy	29 June 2017
C-10	GE notice of transfer of ownership to Aenergy	30 June 2017
C-11	Presidential Order No. 155/19 on the unilateral termination of the 13 Contracts between Aenergy and Angola (with informal translation into English)	23 August 2019
C-12	MINEA's Unilateral Termination Decision (with informal translation into English)	30 September 2019
C-13	SDNY Grand Jury Indictment against Wilson da Costa	17 January 2023
C-14	Transcript of Preliminary Detention Order Hearing in the Federal Court of New York (SDNY)	13 December 2023
C-15	Request for preventive seizure of Aenergy's Four Turbines (with informal translation into English)	4 October 2019
C-16	Angola's response to Mr Machado's notification for the amicable settlement of the dispute (with informal translation into English)	8 December 2022

C-17	Ruling of the Provincial Court of Luanda on the preventive seizure of Aenergy's Four Turbines (with informal translation into English)	5 December 2019
C-18	Order of the Provincial Court of Luanda for the preventive seizure of Aenergy's Four Turbines (with informal translation into English)	6 December 2019
C-19	Angola's lawsuit against Aenergy, filed in the Provincial Court of Luanda (with informal translation into English)	2 March 2020
C-20	MINEA's assessment of installation works in the Ondjiva Power Plant (with informal translation into English)	18 March 2022
C-21	Presidential Order No. 177/21 authorising the opening of a public procurement procedure for various works at thermoelectric power plants (with informal translation into English)	26 October 2021
C-22	Presidential Order No. 60/22 for the execution of projects with ordinary resources of the Angolan State and their inclusion in the Public Investment Program "PIP" (with informal translation into English)	16 March 2022
C-23	Aenergy's request to the Provincial Court of Luanda (with informal translation into English)	22 April 2022
C-24	Letter from Aenergy to IGAPE (with informal translation into English)	22 April 2022
C-25	Aenergy's request to the Provincial Court of Luanda (with informal translation into English)	24 May 2022
C-26	Notification from Mr Machado to Angola for the amicable settlement of the dispute (with informal translation into English)	9 June 2022
C-27	Proof of the wire transfer for the right of presentation (Portuguese)	19 February 2024
Exhibits submitted with the Claimant's Response to Rule 41 Objection		
No.	Description	Date
C-28	<i>"Former GE Exec Guilty Of Faking Docs In \$1.1B Power Deal"</i> , Law360	18 November 2024
C-29	Letter on the transportation of the Four Turbines and Google Earth images	30 November 2020
C-30	Press release announcing the installation of two turbines in the Malembo Power Plant (with informal translation into English)	15 August 2022

C-31	Extract from GRD website indicating installation of two turbines in the Odjiva Power Plant	1 May 2022
C-32	Angola's Brief on Appeal from the United States District Court for the Southern District of New York	13 October 2021
C-33	E-mail from Willy Ileri to Sharad Jain (GE Capital)	14 January 2019
C-34	E-mails exchanged between Brad Galvin and Ciel da Conceição	28 December 2017

Legal Authorities submitted with the Request for Arbitration		
No.	Description	Date
CLA-1	Agreement between the Portuguese Republic and the Republic of Angola on the Promotion and Reciprocal Protection of Investments (with informal translation into English)	22 February 2008
CLA-2	Communication of the Portuguese Ministry of Foreign Affairs on the entry into force of the BIT (with informal translation into English)	7 May 2020
CLA-3	Revision of the Agreement between the Portuguese Republic and the Republic of Angola on the Promotion and Reciprocal Protection of Investments (with informal translation into English)	16 July 2021
CLA-4	Communication from the Portuguese Ministry of Foreign Affairs on the entry into force of the revised version of the BIT (with informal translation into English)	22 December 2021
CLA-5	Informal Spanish translation of the consolidated text of the BIT	22 December 2021
CLA-6	UNCITRAL Rules on Transparency in Investor-State Treaty Arbitrations (Spanish)	16 December 2013
Legal Authorities submitted with the Claimant's Response to Rule 41 Objection		
No.	Description	Date
CLA-7	<i>AFC Investment Solutions S.L. v. Republic of Colombia</i> , ICSID Case No. ARB/20/16, Award on Respondent's Preliminary Objection Under Rule 41(5) of the ICSID Arbitration Rules (with informal English translation)	24 February 2022
CLA-8	<i>PNG Sustainable Development Program Ltd. v. Papua New Guinea</i> , ICSID Case No. ARB/13/33, Decision on Respondent's Objections under Rule 41(5)	28 October 2014
CLA-9	<i>Watkins Holdings S.à.r.l. and others v. Kingdom of Spain</i> , ICSID Case No. ARB/15/44, Decision on the Claimants' Preliminary Objections Pursuant to ICSID Arbitration Rule 41(5)	22 January 2024
CLA-10	Manifest Lack of Legal Merit, ICSID Convention Arbitration (2022 Rules)	

CLA-11	<i>Emmis International Holding, B.V., Emmis Radio Operating, B.V., MEM Magyar Electronic Media Kereskedelmi és Szolgáltató Kft. v. Republic of Hungary</i> , ICSID Case No. ARB/12/2, Decision on Respondent's Objection Under ICSID Arbitration Rule 41(5)	11 March 2013
CLA-12	<i>Almasryia for Operating & Maintaining Touristic Construction Co. L.L.C. v. State of Kuwait</i> , ICSID Case No. ARB/18/2, Award on the Respondent's Application under Rule 41(5) of the ICSID Arbitration Rules	1 November 2019
CLA-13	Civil Procedure Code of Angola	28 December 1961
CLA-14	Civil Code of Angola	25 November 1966
CLA-15	Evidence in International Investment Arbitration, Frédéric G Sourgens, Kabir AN Duggal, Ian A Lair, Oxford University Press, 2018, Chapter 2	1 January 2018
CLA-16	<i>The Rompetrol Group N.V. v. Romania</i> , ICSID Case No. ARB/06/3, Decision on Jurisdiction and Admissibility	18 April 2008
CLA-17	<i>The Rompetrol Group N.V. v. Romania</i> , ICSID Case No. ARB/06/3, Award	6 May 2013
CLA-18	<i>SGS Société Générale de Surveillance S.A. v. Republic of Paraguay</i> , ICSID Case No. ARB/07/29, Award	10 February 2012
CLA-19	<i>Vito G. Gallo v. Government of Canada</i> , PCA Case No. 2008-03, Award	15 September 2011
CLA-20	<i>Alpha Projektholding v. Ukraine</i> , ICSID Case No. ARB/07/16, Award	8 November 2010
CLA-21	<i>Waguih Elie George Siag and Clorinda Vecchi v. Arab Republic of Egypt</i> , ICSID Case No. ARB/05/15, Award	1 June 2009
CLA-22	<i>Chevron Corporation and Texaco Petroleum Company v. Republic of Ecuador (I)</i> , PCA Case No. 2007-02/AA277, Interim Award	1 December 2008
CLA-23	<i>Corfu Channel case (United Kingdom of Great Britain and Northern Ireland v. Albania)</i> , International Court of Justice, Judgement	9 April 1949
CLA-24	Evidence in International Investment Arbitration, Frédéric G Sourgens, Kabir AN Duggal, Ian A Lair, Oxford University Press, 2018, Chapter 8	1 January 2018

CLA-25	Consolidated text of the BIT with informal translation to English	22 December 2021
CLA-26	International Investment Arbitration Substantive Principles (Second Edition), Oxford International Arbitration Series, Campbell McLachlan, Laurence Shore, 2017, Chapter 8	2017
CLA-27	<i>S.D. Myers, Inc. v. Government of Canada</i> , UNCITRAL, Partial Award	13 November 2000
CLA-28	Draft Convention on the International Responsibility of States for Injuries to Aliens, Yearbook of the International Law Commission, 1969, Vol.II	1969
CLA-29	<i>Pope & Talbot Inc. v. Government of Canada</i> , UNCITRAL, Interim Award	26 June 2000
CLA-30	Fair and Equitable Treatment in Arbitral Practice, Christoph Schreuer, June 2005	2005
CLA-31	<i>Swisslion DOO Skopje v. Former Yugoslav Republic of Macedonia</i> , ICSID Case No. ARB/09/16, Award	6 July 2012
CLA-32	Fair and Equitable Treatment: Today's Contours, Rudolf Dolzer, Santa Clara Journal of International Law, Vol. 12	17 January 2014
CLA-33	<i>CMS Gas Transmission Company v. Republic of Argentina</i> , ICSID Case No ARB/01/8, Award	12 May 2024
CLA-34	<i>Electrabel S.A. v. Republic of Hungary</i> , ICSID Case No. ARB/07/19, Award	5 November 2015
CLA-35	<i>Saluka Investments BV v. Czech Republic</i> , UNCITRAL, Partial Award	17 March 2006
CLA-36	<i>Joseph Charles Lemire v. Ukraine (II)</i> , ICSID Case No. ARB/06/18, Decision on Jurisdiction and Liability	14 January 2010
CLA-37	<i>ADC Affiliate Limited and ADC & ADMC Management Limited v. Republic of Hungary</i> , ICSID Case No. ARB/03/16, Award	2 October 2006
CLA-38	<i>Lion Mexico Consolidated L.P. v. United Mexican States</i> , ICSID Case No. ARB(AF)/15/2, Award	20 September 2021
CLA-39	<i>Serafín García Armas and Karina García Gruber v. Bolivarian Republic of Venezuela</i> , PCA Case No. 2013-03, Final Award	26 April 2019
CLA-40	<i>OI European Group B.V. v. Bolivarian Republic of Venezuela</i> , ICSID Case No. ARB/11/25, Award	10 March 2015

CLA-41	<i>Frontier Petroleum Services Ltd. v. The Czech Republic</i> , PCA Case No. 2008-09, Final Award	12 November 2010
CLA-42	<i>Biwater Gauff (Tanzania) Limited v. United Republic of Tanzania</i> , ICSID Case No. ARB/05/22, Award	24 July 2008
CLA-43	<i>Cengiz İnşaat Sanayi ve Ticaret A.S v. Libya</i> , ICC Case No. 21537/ZF/AYZ, Final Award	7 November 2018
CLA-44	<i>Asian Agricultural Products Ltd. (AAPL) v. Republic of Sri Lanka</i> , ICSID Case No. ARB/87/3, Award	27 June 1990
CLA-45	<i>National Grid PLC v. Argentine Republic</i> , UNCITRAL, Award	3 November 2008
CLA-46	<i>Azurix Corp. v. Argentine Republic (I)</i> , ICSID Case No. ARB/01/12, Award	14 July 2006
CLA-47	<i>Compañía de Aguas del Aconquija S.A. v. Argentine Republic (I)</i> , ICSID Case No. ARB/97/3, Award II	20 August 2007
CLA-48	<i>Compañía del Desarrollo de Santa Elena S.A. v. Republic of Costa Rica</i> , ICSID Case No. ARB/96/1, Final Award	17 February 2000
CLA-49	Indirect Expropriation and its Valuation in the BIT Generation, in 74 BRIT. Y.B. INT'L L. 115, Michael Reisman & Robert D. Sloane	16 November 2004
CLA-50	<i>Antoine Biloune and Marine Drive Complex Ltd. v. Ghana Investments Centre and the Government of Ghana</i> , UNCITRAL, Award on Jurisdiction and Liability	27 October 1989
CLA-51	<i>Rumeli Telekom A.S. and Telsim Mobil Telekomunikasyon Hizmetleri A.S. v. Republic of Kazakhstan</i> , ICSID Case No. ARB/05/16, Award	29 July 2008
CLA-52	George C. Christie, What Constitutes a Taking of Property Under International Law?, 38 Brit. Y.B. Int'l L. 307-338 (1962)	1962
CLA-53	<i>Société Générale in respect of DR Energy Holdings Limited and Empresa Distribuidora de Electricidad del Este, S.A. v. Dominican Republic</i> , LCIA Case No. UN 7927, Award on Preliminary Objections on Jurisdiction	19 September 2008
CLA-54	<i>Técnicas Medioambientales Tecmed, S.A. v. United Mexican States</i> , ICSID Case No. ARB(AF)/00/2, Award	29 May 2003
CLA-55	<i>Ascom Group S.A., Anatolie Stati, Gabriel Stati and Terra Raf Trans Trading Ltd. v. Republic of Kazakhstan (I)</i> , SCC Case No. 116/2010, Award	19 December 2024

CLA-56	<i>Generation Ukraine Inc. v. Ukraine</i> , ICSID Case No. ARB/00/9, Award	16 September 2003
CLA-57	<i>Hydro S.r.l., Costruzioni S.r.l., Francesco Becchetti, Mauro De Renzis, Stefania Grigolon, Liliana Condomitti v. Republic of Albania (I)</i> , ICSID Case No. ARB/15/28, Award	24 April 2019