

INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES

Access Business Group LLC
Claimant

v.

United Mexican States
Respondent

(ICSID Case No. ARB/23/15)

PROCEDURAL ORDER NO. 5

POST HEARING MATTERS

Members of the Tribunal

Prof. Gabrielle Kaufmann-Kohler, President of the Tribunal

Prof. Franco Ferrari, Arbitrator

Ms. Loretta Malintoppi, Arbitrator

Secretary of the Tribunal

Mr. Francisco Abriani

Assistant to the Tribunal

Dr. David Khachvani

16 April 2025

1. PROCEDURAL BACKGROUND

- 1.1. Pursuant to Procedural Order No. 4, the hearing on preliminary objections took place online on 14 and 15 April 2025 (the “**Hearing**”). The hearing was transcribed and the transcripts were made available to the Parties and the Tribunal.
- 1.2. At the conclusion of the Hearing, the Parties and the Tribunal discussed post-hearing steps. On this basis, the Tribunal issues the present Order.

2. TRANSCRIPT CORRECTIONS

- 2.1. The Parties shall confer with respect to any corrections to the transcripts of the Hearing and submit their, preferably agreed, corrections by **6 May 2025**. The agreed corrections will be entered in the transcript by the court reporter.
- 2.2. The Tribunal will decide upon any disagreement between the Parties and any corrections adopted by the Tribunal shall be entered in the revised transcripts by the court reporter.

3. POST-HEARING BRIEFS

- 3.1. The Parties shall file simultaneous post-hearing briefs (“**PHB(s)**”) by **27 May 2025**.
- 3.2. The PHBs may expand on the answers given to the questions posed by the Tribunal at the Hearing and comment on the evidence gathered at the Hearing, placing it in the context of the Parties’ respective cases.
- 3.3. The PHBs shall not each exceed **12,000 words** in English or **14,400 words** in Spanish, excluding the title page, the table of contents, the table of abbreviations, and the footnotes, provided the latter contain references only.
- 3.4. The PHBs shall not be accompanied by any new factual or legal evidence, except with prior leave from the Tribunal.

4. COSTS STATEMENTS

- 4.1. The Parties shall file simultaneous costs statements by **10 June 2025**.

- 4.2. The cost statements shall list the costs incurred by category and shall not contain arguments on the allocation of costs.
- 4.3. The cost statements need not be accompanied by supporting documentation, unless the Tribunal requires such documentation upon request of the opposing party to be filed by **17 June 2025**, or *ex officio*.

On behalf of the Tribunal

[Signed]

Prof. Gabrielle Kaufmann-Kohler
President of the Tribunal
Date: 16 April 2025