

INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES

Bridgestone Licensing Services, Inc. and Bridgestone Americas, Inc.

v.

Republic of Panama

(ICSID Case No. ARB/16/34)

PROCEDURAL ORDER No. 4

Members of the Tribunal

Lord Nicholas Phillips Baron of Worth Matravers, President of the Tribunal
Mr. Horacio A. Grigera Naón, Arbitrator
Mr. J. Christopher Thomas, Arbitrator

Secretary of the Tribunal

Ms. Luisa Fernanda Torres

3 September 2017

Procedural Order No. 4

1. Following the Pre-Hearing Call, in Procedural Order No. 2, the Tribunal posed to the Parties certain questions to be addressed by the Parties before oral opening arguments at the Hearing on Expedited Objections.
2. In Procedural Order No. 3, the full Tribunal decided to hold a preliminary in-person session at the World Bank facilities in Washington, DC on Sunday, 3 September 2017, to hear the Parties' oral submissions on those questions, indicating that following those submissions the Tribunal would provide guidance to the Parties.
3. Having heard and considered the Parties' submissions at the preliminary session on 3 September 2017, the Tribunal has decided that the evidentiary rule in Article 10.20.4 (c) of the U.S.-Panama TPA has no application in the present proceeding, and the Tribunal will address the issues on the basis of the evidence.

_____ [Signed] _____
Lord Nicholas Phillips Baron of Worth Matravers
President of the Tribunal

_____ [Signed] _____
Mr. Horacio A. Grigera Naón
Arbitrator

_____ [Signed] _____
Mr. J. Christopher Thomas
Arbitrator