<table>
<thead>
<tr>
<th>№</th>
<th>Case description</th>
<th>Claimant</th>
<th>Respondent</th>
<th>Location</th>
<th>Jurisdiction</th>
<th>Date of Claim Filing</th>
<th>Date of Response</th>
<th>Date of Award</th>
<th>Amount Awarded</th>
<th>Post-award Interest</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Electricity concessions</td>
<td>Yukos Universal Limited</td>
<td>Russian Federation</td>
<td>United Kingdom</td>
<td>ICSID</td>
<td>28/01/15</td>
<td>09/07/12</td>
<td>17/12/15</td>
<td>SEK 8,354,000</td>
<td>USD 1,846,000,687</td>
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<tr>
<td>2</td>
<td>Oil and gas distribution, trade, storage, and transport</td>
<td>Nykomb Synergetics Technology Holding AB</td>
<td>MENA Chambers</td>
<td>Poland</td>
<td>UNCITRAL</td>
<td>22/06/10</td>
<td>25/11/15</td>
<td>18/07/14</td>
<td>EUR 133,638</td>
<td>EUR 20,946</td>
</tr>
<tr>
<td>3</td>
<td>Electricity concessions</td>
<td>ICSID</td>
<td>Kazakhstan</td>
<td>United States</td>
<td>ICSID</td>
<td>03/02/05</td>
<td>18/06/07</td>
<td>07/02/07</td>
<td>USD 259,480</td>
<td>USD 400,000</td>
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<td>4</td>
<td>Electricity concessions</td>
<td>ICSID</td>
<td>Hungary</td>
<td>United States</td>
<td>ICSID</td>
<td>05/06/12</td>
<td>08/02/05</td>
<td>06/05/08</td>
<td>EUR 253,523</td>
<td>EUR 20,946</td>
</tr>
</tbody>
</table>

**Article 10(7)**

- **Article 13**
- **Article 13(1)**
- **Article 10(1)**
- **Article 10(12)**

**International law - no less than fair market value** (page 18 of the Award) + **damages… based on the full reparation standard required by customary international law**

USD 350 million

**Post-award interest shall be**

- **determined as the yield on 10-year Government bonds**
- **plus interest on any amounts due but not paid at the rate of 5% per annum**

**Respondent's costs.**

**Settlement Award**

22/06/10

**Case No.**

- **ARB/06/16**
- **Case No.**
- **126/2003**
- **ARB/01/4**

**Registration Date of Claim**

- **21/03/11:** The ad hoc Committee is constituted.
- **18/06/07:** The Claimants file a Request for Arbitration.
- **07/02/07:** The Tribunal is constituted.
- **01/04/15:** The Tribunal issues a procedural order concerning procedural matters.
- **06/05/08:** Tribunal's Ruling regarding the participation of David Mildon QC in further stages of the proceedings
- **12/11/10:** Decision of the ad hoc Committee on the Stay of Enforcement of the Award
- **06/07/07:** Decision on Jurisdiction rendered.
- **18/06/15:** France and Belgium freeze Russian state assets over Yukos case.
- **28/01/15:** Russian Federation filed with the District Court in The Hague three writs that seek to annul the awards.
- **15/08/12:** Second Expert Report of Professor H. David Rosenbloom (not public).
- **09/07/12:** The Tribunal issues a procedural order for the discontinuance of the proceeding for lack of payment of the required advances, pursuant to ICSID Administrative and Financial Regulation 14(3)(d).
- **30/11/12:** Decision on Jurisdiction rendered.
- **17/12/15:** Award issued.
- **18/07/14:** Final Award issued.

**Annulment Proceedings**

- **18/07/14:** Yukos investors win record sum against Russia.
- **08/11/10:** Investment Treaty Arbitration: Kardassopoulos and Fuchs v Georgia.

**Arbitrator 2**

- **Canadian**
- **Lawyer**
- **(Mexican)**
- **(Australian)**
- **(British)**
- **(Swiss)**
- **(Canadian)**
- **(American)**

**2015**

- **EU investor**
- **Growing cache of unpublished rulings**
- **Hungary triumphs Electrabel case eight years on**
- **Cementownia claim against Turkey found to be manifestly ill-founded**
- **Investment Treaty Arbitration: Kardassopoulos and Fuchs v Georgia**
- **Yukos investors win record sum against Russia**
- **Poland wins investment treaty arbitration with EU investor**

**s.dilevka@menachambers.com**
<table>
<thead>
<tr>
<th>Case No.</th>
<th>Respondent</th>
<th>Claimant(s)</th>
<th>Case Manager</th>
<th>Status</th>
</tr>
</thead>
</table>

**Jurisdictional Phase**

- 31/01/14: The Tribunal holds a first session by telephone conference.
- 14/01/11: The Claimants file a counter-memorial on jurisdiction.
- 19/06/15: The Claimant files a reply on the merits.
- 25/04/14: The Tribunal decides on provisional measures.
- 01/09/15: The Claimants file a reply on the merits.
- 22/08/14: The Respondent files a counter-memorial on the merits.
- 05/04/12: The Secretary-General registers a request for the institution of arbitration proceedings.

**Merits Phase**

- 01/09/15: The Claimants file a reply on the merits.
- 18/06/13: Spain round-up: twin Energy Charter Claims moving at different speeds; arbitration in third case agrees to hear jurisdictional objections first.
- 21/06/13: EVN AG commences investment treaty arbitration against the Republic of Bulgaria.
- 16/05/13: ČEZ initiates international investment arbitration against Albania.
- 15/07/14: As with earlier Argentine cases, avalanche of claims against Spain look set to be resolved by diversely composed arbitral tribunals.

**Settlement**

- 01/09/15: The Tribunal awards EUR 700 million to the Claimants.

**Proportion of Claim Awarded**

- 01/09/15: 19%

**Award**

- 01/09/15: 

**http://www.iareporter.com/articles/20100818_4
http://economia.elpais.com/economia/2013/12/24/actualidad/1387886849_677842.html
http://www.rananasolar.cz/2013/05/09/ipvic-solar-arbitration-commencing-today/
Database of disputes under the Energy Charter Treaty

**Case No. V (2012/175)**

**Case**

- **Supply of electricity.**
- **Renewable energy generation enterprise.**
- **Photovoltaic energy generation project.**

**Procedural Order No. 1**

- **Issued:** 30/07/14
- **Concering:** procedural matters

**Procedural Order No. 2**

- **Issued:** 25/03/15
- **Concerning:** the non-disputing party's written submission pursuant to ICSID Arbitration Rule 37(2)

**Tribunal**

- **Constituted in accordance with Article 37(2)(a) of the ICSID Convention.**

**Arbitrators**

- **William W. Park (American/Swiss):**
  - **Appointed:** 02/12/14
  - **Acceptance:**
  - **Date:**

- **Maja Stanivuković (Serbian):**
  - **Appointed:** 17/09/14
  - **Acceptance:**

- **Brigitte Stern (French):**
  - **Appointed:** 13/05/14
  - **Acceptance:**

- **Laurence Boisson de Chazournes (French/Swiss):**
  - **Appointed:** 02/03/15
  - **Acceptance:**

**Decision**

- **Made:** 25/03/15
- **Addressing:** the objections to jurisdiction as a preliminary question

**MOL Commenced Arbitration against the Government of Croatia**

- **Date:** 26/11/13
- **Details:**
  - **Database of disputes under the Energy Charter Treaty**

**Turn**

- **Turkey's seizure of the group's ÇEAŞ and Kepez concessions.**

**IPVIC:**

- **Solar arbitration commencing today**
  - **Date:** 09/05/13

**Spain**

- **New solar claim at ICSID**
- **Reason:**
  - **Reason:**

**Russia**

- **Withdrawal from the Energy Charter Treaty**

**Argentina**

- **Avalanche of claims against Spain look set to be resolved by diversely-composed arbitral tribunals**

**Georgia**

- **Calculation of the damage has not been finished yet**

**Moldova**

- **Defeats ECT claim against Ukraine state entity**
  - **Date:** 24/09/15
- **Details:**
  - **Observations on the Respondent's preliminary objections**

**Croatia**

- **MOL's request to appoint an arbitrator on behalf of the Czech Republic**
  - **Date:** 13/08/13
- **PCA decision**

**Czech Republic**

- **IPA:**
  - **Date:**
  - **Details:**

**Moldova**

- **Defeats ECT claim against Ukraine state entity**
  - **Date:** 24/09/15
- **Details:**
  - **Request for the Tribunal to decide on production of documents**

**Turkish investors**

- **New lawsuit against Turkey over seizure of energy companies**
  - **Date:**

**Energy Charter Treaty**

- **Database of disputes under the Energy Charter Treaty**

**Proportion of Claim Awarded**

- **Details:**
  - **Claimant:**
  - **Arbitrator:**

**Decision**

- **Made:** 25/03/15
- **Addressing:** the objections to jurisdiction as a preliminary question

**Database of disputes under the Energy Charter Treaty**

- **Details:**
  - **Link:**

**Supreme Court**

- **Decision on the case in Moldova**
  - **Date:**
- **Details:**

**Arbitrator**

- **1 (Chair/President):**
  - **Details:**
  - **2:**
  - **3:**

- **4:**
  - **5:**
  - **6:**

**Webpage**

- **Website:**
- **Link:**

**Email**

- **S.dilevka@menachambers.com**
<table>
<thead>
<tr>
<th>Case No.</th>
<th>Claimant</th>
<th>Respondent</th>
<th>Subject Matter</th>
<th>Location</th>
<th>Start Date</th>
<th>End Date</th>
<th>Award Date</th>
<th>Award</th>
<th>Jurisdiction</th>
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<tbody>
<tr>
<td>ARB/15/45</td>
<td>Watkins Holdings S.à r.l.</td>
<td>MENA Chambers</td>
<td>Renewable energy generation enterprise</td>
<td>Spain</td>
<td>04/11/15</td>
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<td>MENA Chambers</td>
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<td>Spain</td>
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<td>ARB/11/24</td>
<td>M. Angelo Novelli</td>
<td>MENA Chambers</td>
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<td>Spain</td>
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<td>Spain</td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>

**Presidential Arbitrator:** Karsten Reiss

**Additional Arbitrators:**
- M. Angelo Novelli (Bulgarian)
- Bruno Simma (Austrian/German, appointed by the parties)
- Vaughan Lowe (British, appointed by the parties)
- James R. Crawford (Australian, appointed by the Secretary-General)
- Yas Banifatemi (Iranian/French, appointed by the Respondent)
- Steven A. Hammond (American, appointed by the Claimant)
- Yasmina Banifatemi (Iranian/French, appointed by the Respondent)
- Pierre-Marie Dupuy (Belgian, appointed by the Claimant)
- Zachary Douglas (American, appointed by the Respondent)

**Procedural Order:**
- The Tribunal issues Procedural Order No. 1 concerning procedural matters.
- The Respondent files objections to jurisdiction and a request to address the objections to jurisdiction as a preliminary question.
- The Respondent files an additional statement on the issue of arbitrability.

**Publicly Available:**
- The Respondent in its comments on the Respondent’s Additional Statement states that the Respondent is not objecting to the Respondent’s request for the discontinuance of the proceeding.
- The Tribunal is constituted in accordance with Article 37(2)(a) of the ICSID Convention. Its members are:
  - President, appointed by the Secretary-General pursuant to the parties’ agreement; Rudolf Dolzer (German), President, appointed by the Secretary-General pursuant to the parties’ agreement; Rolf Knieper (New Zealander), President, appointed by the Secretary-General pursuant to the parties’ agreement; Yves Fortier (Belgian), appointed by the Respondent.

**Related Resources:**
- [Case File](http://ukrainiancrisis.net/news/7248)
- [Case Site](http://www.italaw.com/sites/default/files/case-documents/italaw4307.pdf)