



NO. MPG-CA 147697

Received:

15 May 2015

United States Department of State

Washington, D.C. 20520

May 14, 2015

By email

Professor Gabrielle Kaufmann-Kohler
The Honorable Charles N. Brower
Mr. Toby T. Landau QC
Mr. Rahul Donde
Mr. Hanno Wehland
Mr. Ben Craddock

Re: PCA Case No. 2012-17 - *Mesa Power Group LLC v. Government of Canada*

Dear Members of the Tribunal,

We have been made aware of the Tribunal's interest in the interpretation of NAFTA Chapter 11 as contained in the recently issued award in PCA Case No. 2009-04 - *Bilcon of Delaware et al v. Government of Canada* ("*Bilcon*"). Pursuant to Article 1128, the United States hereby provides written notice and reserves the right to make a submission to the Tribunal on issues of interpretation of the Agreement in relation to the *Bilcon* award. While Article 1128 permits the non-disputing Parties to make submissions as of right and includes no time limit on such submissions, following review of the disputing parties' submissions on the *Bilcon* award, the United States will revert back to the Tribunal no later than Friday, June 12.

Respectfully submitted,

Lisa Grosh
Assistant Legal Adviser

Copies:

Ms. Sylvie Tabet (Government of Canada)
Mr. Shane Spelliscy (Government of Canada)
Ms. Melissa Perrault (Government of Canada)
Mr. Carlos Vejar Borrego (Government of Mexico)
Ms. Ana Carla Martinez Gamba (Government of Mexico)
Ms. Adriana Perez-Gil Ochoa (Government of Mexico)
Mr. Barry Appleton (Appleton & Associates)