

Annex

Notification to non-disputing Parties and potential Amicus Curiae

The Tribunal *Mesa Power Group, LLC v. Government of Canada* invites Amici and Non-Disputing Party Submissions to be filed by **25 July 2014**. The Tribunal will be guided by the Statement of the Free Trade Commission on non-disputing party participation in respect of any such submissions. In particular:

1. The application for leave to file a Amicus Curiae submission by a non-disputing party will:
 - a) be made in writing, dated and signed by the person filing the application, and include the address and other contact details of the applicant;
 - b) be no longer than 5 typed pages;
 - c) describe the applicant, including, where relevant, its membership and legal status (e.g., company, trade association or other non-governmental organization), its general objectives, the nature of its activities, and any parent organization (including any organization that directly or indirectly controls the applicant);
 - d) disclose whether or not the applicant has any affiliation, direct or indirect, with any disputing party (including a sub-national of a disputing party or an agency or instrumentality of a such sub-national);
 - e) identify any government, person or organization that has provided any financial or other assistance in preparing the submission;
 - f) specify the nature of the interest that the applicant has in the arbitration;
 - g) identify the specific issues of fact or law in the arbitration that the applicant has addressed in its written submission;
 - h) explain, by reference to the factors specified in paragraph 6 of the Statement of the Free Trade Commission on non-disputing party participation, why the Tribunal should accept the submission; and
 - i) be made in a language of the arbitration.

2. The submission filed by a non-disputing party will:
 - a) be dated and signed by the person filing the submission;
 - b) be concise, and in no case longer than 20 typed pages, including any appendices;

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

- c) set out a precise statement supporting the applicant's position on the issues; and
 - d) only address matters within the scope of the dispute.
3. All Amici and Non-Disputing Party Submissions should be sent to:
LLlamzon@pca-cpa.org.