

**INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES**

**Riverside Coffee, LLC**

**v.**

**Republic of Nicaragua**

**(ICSID Case No. ARB/21/16)**

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**PROCEDURAL ORDER No. 2**

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***Members of the Tribunal***

Dr. Veijo Heiskanen, President of the Tribunal

Mr. Philippe Couvreur, Arbitrator

Ms. Lucy Greenwood, Arbitrator

***Secretary of the Tribunal***

Ms. Ana Constanza Conover Blancas

1 July 2022

**Procedural Order No. 2**

**I. PROCEDURAL BACKGROUND**

1. On 27 June 2022, the Tribunal issued Procedural Order No. 1 which set out the procedural rules that govern this arbitration and indicated that the applicable procedural calendar would be established in a subsequent procedural order.
2. On the same date, the Tribunal invited the parties to inform the Tribunal of their availability and preferences regarding proposed dates to hold the pre-hearing conference set forth in section 19.1 of Procedural Order No. 1 and hearing dates in accordance with section 20 of Procedural Order No. 1.
3. By communications of 30 June 2022, the parties confirmed their availability to hold the hearing and the pre-hearing conference on the dates proposed by the Tribunal.
4. Having received the parties' comments on the procedural timetable, the Tribunal issues this Procedural Order No. 2, setting out the dates of the procedural calendar for this arbitration.

**II. ORDER**

5. In light of the above, the Tribunal hereby orders that the procedural calendar attached as Annex A to this procedural order apply in this arbitration.

On behalf of the Tribunal,

[Signed]

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Dr. Veijo Heiskanen  
President of the Tribunal  
Date: 1 July 2022

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**Annex A**

**Procedural Calendar**

<b>Description</b>	<b>Party / Tribunal</b>	<b>Time Period</b>	<b>Date</b>
Memorial on the Merits	Claimant	Following the date of issuance of a Procedural Order confirming the procedural calendar + 16 weeks	21 October 2022
Counter-Memorial on the Merits and Memorial on Jurisdiction	Respondent	+ 16 weeks	10 February 2023
<b>Document Production Phase</b>			
Request for Production of Documents	Parties	+ 6 weeks	24 March 2023
Production of Non-Contested Documents, and/or Objections to Requests for Production of Documents	Parties	+ 4 weeks from Request	21 April 2023
Reply to Objections to the Request for Production of Documents – Sent to the Tribunal	Parties	+ 2 weeks from Request	5 May 2023
Decision on Objections to Request for Production of Documents	Tribunal	+2 weeks from Objections	19 May 2023
Production of Documents Ordered by the Tribunal	Parties	+ 3 weeks	9 June 2023
From the end of the production phase if so ordered			
Reply on the Merits and Counter-Memorial on Jurisdiction	Claimant	+ 12 weeks	1 September 2023

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Description	Party / Tribunal	Time Period	Date
Rejoinder on the Merits and Reply on Jurisdiction	Respondent	+ 12 weeks	24 November 2023
Rejoinder on Jurisdiction	Claimant	+ 12 weeks	16 February 2024
Non-disputing party submission(s) under Article 10.20(2) DR-CAFTA, if any; and applications for leave to file <i>amici curiae</i> submissions under Article 10.20(3), if any	TBD	+2 weeks	1 March 2024
Comments on non-disputing party submission(s) under Article 10.20(2) DR-CAFTA, if any; and comments on applications for leave to file <i>amici curiae</i> submissions under Article 10.20(3), if any	Claimant and Respondent	+3 weeks	22 March 2024
Decision on applications for leave to file <i>amici curiae</i> submissions under Article 10.20(3), if any	Tribunal	+1 weeks	27 March 2024
Deadline to file <i>amici curiae</i> submissions under Article 10.20(3), if any	Non-disputing parties	+2 weeks	12 April 2024
Comments on <i>amici curiae</i> submissions under Article 10.20(3), if any	Claimant and Respondent	+3 weeks	3 May 2024
Notification of Witnesses/Experts for Cross-Examination	Parties	No less than 8 weeks prior to the hearing	10 May 2024
Call of Witnesses/Experts not Called by the Parties, if any	Tribunal	+ 1 week after the Notification of Witnesses/Experts for Cross-Examination by the Parties	17 May 2024

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<b>Description</b>	<b>Party / Tribunal</b>	<b>Time Period</b>	<b>Date</b>
Pre-Hearing Organizational Meeting	Parties and Tribunal (or President)	No less than one month prior to the hearing	29 May 2024 tentatively
Hearing on Jurisdiction and Merits	All	At the earliest 6 weeks after the filing of the last written submission.	1 – 12 July 2024
Post-Hearing Briefs	Parties	TBD	
Statements on Costs	Parties	TBD	
Award	Tribunal	TBD	