

February 11, 2019

By email

Mr. Edmond Khudyan and
Arin Capital & Investment Corp.
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Re: Edmond Khudyan and Arin Capital & Investment Corp. v. Republic of Armenia
(ICSID Case No. ARB/17/36)

Dear Counsel,

I write in reference to ICSID Administrative and Financial Regulation 14(3), which provides that parties shall make periodic advance payments to ICSID to cover the costs of the proceeding.

Such costs include the fees and expenses of arbitrators and other direct expenses incurred in connection with the proceeding. In accordance with Financial Regulation 14(3), unless a different division is decided by the parties or the Tribunal, each party pays one-half of a requested advance, without prejudice to the Tribunal's final decision or party agreement on the payment of costs pursuant to Article 61(2) of the ICSID Convention.

By letter of March 20, 2018, the Centre asked each Party to pay US\$110,000 (one hundred and ten thousand United States dollars) to cover the first three to six months of the proceeding, including the cost of the first session of the Tribunal. On March 28, 2018, the Centre acknowledged receipt of a wire transfer in the amount of US\$110,000 (one hundred and ten thousand United States dollars) from the Claimants. On April 7, 2018, the Centre acknowledged receipt of a wire transfer in the amount of US\$110,000 (one hundred and ten thousand United States dollars) from the Respondent.

After consulting with the President of the Tribunal, we have estimated that a second advance payment of US\$250,000 (three hundred thousand United States dollars) will be necessary to cover the costs over the next three to six months of the proceeding. Attached is an interim statement of account.¹

Accordingly, we request that each party make an advance payment to ICSID of US\$125,000 (one hundred and twenty-five thousand United States dollars). Pursuant to ICSID Administrative and Financial Regulation 14, payment must be made within 30 days, i.e., by **March 13, 2019**. Please make this payment as follows:

For Edmond Khudyan and Arin Capital & Investment Corp:

Amount: US\$125,000
Account Holder: International Bank for Reconstruction and Development
Bank: Wells Fargo N.A., 375 Park Avenue, New York, NY 10152
Account: IBRT A/C No. 2000192003489
Reference: TF072922 – ICSID Case No. ARB/17/36 – *from Edmond Khudyan et al.*
Swift Code: PNBPUS3NNYC
ABA Number: 026005092

For the Republic of Armenia:

Amount: US\$125,000
Account Holder: International Bank for Reconstruction and Development
Bank: Wells Fargo N.A., 375 Park Avenue, New York, NY 10152
Account: IBRT A/C No. 2000192003489
Reference: TF072922 – ICSID Case No. ARB/17/36 – *from Armenia*
Swift Code: PNBPUS3NNYC
ABA Number: 026005092

When making the payment, please instruct your bank to include the appropriate reference text, as shown above, in the payment details (remittance information) field of its SWIFT payment message. This will ensure prompt and accurate application of the funds received to the trust fund account for this case. We also ask that you arrange to forward the details of your payment instructions to IBRD's Trust Funds Division at TFremitadvice@worldbank.org, with a copy to lbergamini@worldbank.org.

Yours sincerely,



Laura Bergamini
Secretary of the Tribunal

Attachment
cc (by email with attachment): Members of the Tribunal

¹ Please note that this interim statement does not take into account certain claims for fees from Tribunal's members that are yet to be submitted and processed.