

**PCA Case No. 2023-22**

**IN THE MATTER OF AN ARBITRATION UNDER THE UNITED STATES – PERU TRADE  
PROMOTION AGREEMENT, ENTERED INTO FORCE ON 1 FEBRUARY 2009**

**- and -**

**THE ARBITRATION RULES OF THE UNITED NATIONS COMMISSION ON  
INTERNATIONAL TRADE LAW, AS REVISED IN 2013 (THE “UNCITRAL RULES”)**

**- between -**

**BACILIO AMORRORTU (USA)**

**(the “Claimant”)**

**- and -**

**THE REPUBLIC OF PERU**

**(the “Respondent”, and together with the Claimant, the “Parties”)**

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**PROCEDURAL ORDER NO. 11**  
**(Updated Procedural Calendar)**

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*Tribunal*

Hon. Justice Mr. David Unterhalter (Presiding Arbitrator)  
Professor Bryan Schwartz  
Mr. Hugo Perezcano Díaz

*Registry*

Permanent Court of Arbitration

**29 October 2025**

## I. PROCEDURAL BACKGROUND

1. On 19 November 2024, the Tribunal suspended the deadline for the filing of the Claimant's Reply set forth in Procedural Order No. 3 (Updated Procedural Calendar), pending a decision from the Tribunal on certain matters pertaining to document production.
2. On 21 August 2025, the Tribunal issued Procedural Order No. 8 (Claimant's Applications to Admit Documents and Compel Production) ("PO8"), whereby it ruled on the Claimant's applications of 16 May and 13 June 2025 concerning, *inter alia* (i) the Claimant's request for admission into the record of documents produced by the Respondent in accordance with Procedural Order No. 5 (Second Decision on Document Production), dated 6 February 2025 ("PO5"); and (ii) the Claimant's request for production of additional documents. In paragraph 134 of PO8, the Tribunal indicated the following:

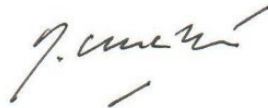
In the circumstances, in order to avoid further delay, the Tribunal advises the Parties that they shall be instructed to agree on a revised procedural calendar within 7 days from the issuance of a confidentiality protocol in accordance with paragraph 27. Upon the issuance of such confidentiality protocol, the Tribunal shall also fix a deadline for the Claimant to request the admission into the record of any documents produced by the Respondent in accordance with this Procedural Order.

3. On 18 September 2025, the Tribunal issued Procedural Order No. 9 (Third Confidentiality Agreement), whereby it entered as an order the Third Confidentiality Agreement agreed between the Parties at their request.
4. On 3 October 2025, the Tribunal issued Procedural Order No. 10 (Confidentiality Protocol and Confidentiality Undertakings) ("PO10"), whereby (i) it entered as an order the Confidentiality Protocol enclosed therewith and directed the Parties to abide by its terms; (ii) directed the Parties and all Authorized Persons (as defined therein) to sign the Confidentiality Protocol and Confidentiality Undertakings, as applicable, set forth in Annexes 2 and 3 of PO10; (iii) admitted a document into the record and directed the Claimant to file any application to admit into the record additional documents produced by the Respondent in accordance with PO8; (iv) declared the document production phase of the proceedings closed; and (v) directed the Parties to finalise their discussions concerning a revised procedural calendar in accordance with paragraph 134 of PO8.
5. On 10 October 2025, the Parties submitted an agreed revised procedural calendar in accordance with PO10.
6. On 20 October 2025, at the Tribunal's request, the Parties confirmed their availability to hold a hearing during the week commencing 18 January 2027.
7. On 27 October 2025, at the Tribunal's request, the Parties confirmed their agreement that the hearing be held at the facilities of the International Centre for the Settlement of Investment Disputes ("ICSID") in Washington D.C., United States of America.

## II. PROCEDURAL CALENDAR

8. Having consulted the Parties and taken note of their agreement to amend the procedural calendar, as well as their availability to attend a hearing, the Tribunal:
- a. ADOPTS the updated Procedural Calendar set forth in the Annex to this Procedural Order.
  - b. DIRECTS that the Hearing be held from Monday, 18 January 2027 through Friday, 22 January 2027 at the facilities of ICSID in Washington, D.C., United States of America.

**Place of Arbitration: New York, United States of America**



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Justice David Unterhalter  
(Presiding Arbitrator)

On behalf of the Tribunal

### Annex – Procedural Calendar

Description	By	Period	Dates
<b><i>Document Production Phase</i></b>			
Production as ordered in PO8	Respondent	As soon as possible and no later than 9 September 2025	
Request to admit into the record confidential documents produced by Peru pursuant to PO8	Claimant	7 days from prior deadline	Tuesday, 16 September 2025
Transmission of signed Confidentiality Undertakings	Claimant	-	Tuesday, 7 October 2025
Transmission of Confidential Documents to be admitted into the record pursuant to PO5 and PO8	Respondent	-	Wednesday, 8 October 2025
<b><i>Written Pleadings</i></b>			
Reply with any Reply Witness Statement(s) and Expert Report(s)	Claimant	60 days from prior deadline	Monday, 8 December 2025 <sup>1</sup>
Rejoinder with any Rejoinder Witness Statement(s) and Expert Report(s)	Respondent	120 days from prior deadline	Tuesday, 7 April 2026
Rejoinder on Jurisdiction	Claimant	35 consecutive days from prior deadline	Tuesday, 12 May 2026
Notification of witnesses and experts for examination at the Hearing	Claimant and Respondent	15 consecutive days from prior deadline	Wednesday, 27 May 2026
United States' Non-Disputing Party Submission	United States	30 consecutive days from Rejoinder on Jurisdiction deadline	Thursday, 11 June 2026

<sup>1</sup> The original 60-day deadline falls on Sunday, 7 December 2025.

Simultaneous submission of the Parties commenting on United States' Non-Disputing Party Submission	Claimant and Respondent	30 consecutive days from prior deadline	Monday, 13 July 2026 <sup>2</sup>
<b><i>Oral Pleadings</i></b>			
Pre-hearing conference	All	44 days before Hearing	Thursday, 3 December 2026
Hearing	All	189 days from filing of last written submission	Monday, 18 January 2027 to Friday, 22 January 2027

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<sup>2</sup> The original 30-day deadline falls on Saturday, 11 July 2026.