

NAFTA ARBITRATION UNDER THE UNCITRAL ARBITRATION RULES
AND THE
NORTH AMERICAN FREE TRADE AGREEMENT

INTERNATIONAL THUNDERBIRD GAMING CORPORATION

Claimant

versus

THE UNITED MEXICAN STATES

Respondent

MOTION OF CLAIMANT INTERNATIONAL
THUNDERBIRD GAMING CORPORATION
TO STRIKE NOVEMBER 19, 2004 SUBMISSION OF
RESPONDENT THE UNITED MEXICAN STATES.

22 November 2004

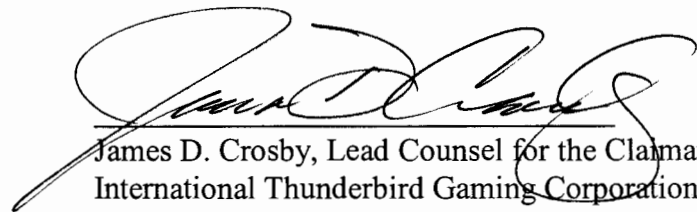
Claimant International Thunderbird Gaming Corporation moves to strike the "Escrito De Duplica al Escrito de Thunderbird del 5 de Noviembre de 2004" of Respondent The United Mexican States submitted to the Tribunal on 19 November 2004. The submission was not authorized by Procedural Order No. 9.

Procedural Order No. 9 granted Claimant's request for admission of new evidence. The order provided Respondent with the opportunity to provide supplemental observations upon the new evidence by 30 September 2004. Claimant was given the opportunity to provide a response to Respondent's submission by 15 October 2004. On 22 September 2004, upon Respondent's request, the Tribunal extended the submission deadlines to 22 October 2004 and 5 November 2004, respectively. Neither Procedural Order No. 9 nor the Tribunal's 22 September 2004 extension of the submission deadlines allowed additional submissions after the deadlines by either party.

Respondent provided its Procedural Order No. 9 submission on 22 October 2004. Claimant provided its responsive submission on 5 November 2004. The order allowed no further briefings. Respondent's 19 November 2004 submission is not authorized by Procedural Order No. 9 and should be stricken.

Respectfully submitted,

Date: November 23, 2004



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