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12 March 2013

**RE: PCA CASE N° 2012-10**

**MERCK SHARP & DOHME (I.A.) CORP. (U.S.A.) V. THE REPUBLIC OF ECUADOR**

Dear Mesdames,  
Dear Sirs,

The Tribunal has duly noted the contents of the Claimant's letter dated 11 March 2013, including the indication that the Claimant wishes in present circumstances to withdraw its pending request for interim measures dated 12 June 2012. That stage of the proceedings is accordingly regarded as closed.

The above is entirely without prejudice to any further application by either Party in accordance with Article 26 of the UNCITRAL Rules.

While taking due account of the Parties' submissions on the allocation of the costs of the interim measures proceedings, a decision on this matter is deferred to a later stage of the arbitration.

In the light of the above, the Parties are requested to consult amongst themselves and report back to the Tribunal with the results of their discussions by **27 March 2013** with a view to the holding of a further procedural meeting by telephone conference call in the first week of April 2013.

Please do not hesitate to contact me at the number set forth above or my colleague, Ms. Ina Gaetzschmann (igaetzschmann@pca-cpa.org, tel.: +31 70 302 4173), should you have any questions regarding this letter.

Yours sincerely,



Martin Doe  
Legal Counsel

cc: Judge Stephen M. Schwebel  
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Judge Bruno Simma  
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