

March 30, 2007

By E-mail & Facsimile

Prof. S. James Anaya
c/o Mr. Ucheora Onwuamaegbu
Secretary of the Tribunal
ICSID, 1818 H Street, N.W.
Washington, D.C. 20433

Re: Grand River Enterprises et al. v. United States of America

Dear Professor Anaya:

At the time of your appointment to the Tribunal in the above matter, Claimants' counsel provided the United States with a link to your *curriculum vitae*, which disclosed your representation prior to your appointment to this Tribunal, from 1997-2002, of the claimants in *Dann v. United States* before the Inter-American Commission on Human Rights. It has recently been reported to us that you are presently acting as counsel for these claimants, and appeared on their behalf at an informal meeting before the Commission in March 2007. It has not been previously disclosed to counsel for the United States in this matter that you have acted on behalf of parties in any case adverse to the United States since 2002, including the period of your service as an arbitrator in this matter.

In light of this, the United States respectfully seeks confirmation of whether the above information is correct, and requests that you provide further information regarding any representation by you since 2002 of any party in any matter adverse to the United States.

Respectfully submitted,

Andrea J. Menaker
Chief, NAFTA Arbitration Division
Office of International Claims and
Investment Disputes

Copies:

Mr. Fali S. Nariman, and

Mr. John R. Crook

c/o Mr. Ucheora Onwuamaegbu

Secretary of the Tribunal

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