INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES

NiQuan Energy LLC and NiQuan Energy Trinidad Limited

v.

Trinidad and Tobago

(ICSID Case No. ARB/24/17)

REVISED PROCEDURAL ORDER NO. 6
Hearing Organization

Tribunal
Dr. Laurent Lévy, President of the Tribunal
Dr. Stanimir A. Alexandrov, Arbitrator
Prof. Zachary Douglas KC, Arbitrator

Secretary of the Tribunal
Mr. Oladimeji Ojo

Assistant to the Tribunal
Dr. Magnus Jesko Langer

---

3 October 2026

I. PROCEDURAL BACKGROUND

1. Pursuant to paragraph 21.1 of Procedural Order No. 1 ("**PO1**"), a pre-hearing organizational meeting between the Parties and the Tribunal was held by video conference via Zoom on 15 September 2026 from 10:00am to 11:00am (Eastern Standard Time) (the "**PHC**") to discuss the organization and logistics of the forthcoming hearing (the "**Hearing**").

2. The following participants attended the conference:

Members of the Tribunal:
Dr. Laurent Lévy, President of the Tribunal

Assistant to the Tribunal:
Dr. Magnus Jesko Langer

ICSID Secretariat:
Ms. Marine Chepda
Ms. Gretchen Sanchez

Participating on behalf of the Claimants:
Mr Andy Moody, Baker McKenzie LLP
Ms Judith Mulholland, Baker McKenzie LLP
Mr Kartik Singh, Baker McKenzie LLP
Mr Janek Bednarz, Baker McKenzie LLP
Mr Roberto Kehinde, Baker McKenzie LLP
Mr Divyansh Sharma, Baker McKenzie LLP
Mr Amir Aliyev, Baker McKenzie LLP
Mr Ainsley Gill, NiQuan Energy LLC
Mr David Dhanoo, NiQuan Energy LLC

Participating on behalf of the Respondent:
Matthew Coleman, Steptoe
Thomas Innes, Steptoe
Michael Lee, Steptoe

3. During the PHC, the Parties and the President of the Tribunal discussed the draft of this Procedural Order, which had been circulated to the Parties on 21 August 2026, and the Parties' comments of 9 September 2026.

4. A recording of the PHC was deposited in the ICSID archives and made available to the Members of the Tribunal and the Parties on 16 September 2026.

5. On this basis, the Tribunal issues this Order.

II. ORGANIZATION OF THE HEARING

A. DATE AND FORMAT OF THE HEARING

6. The Hearing will be held in person at the International Dispute Resolution Centre ("**IDRC**") located at 1 Paternoster Ln, London EC4M 7BQ, United Kingdom, from 5 to 13 October 2026.

B. ORDER OF PROCEEDINGS AND SCHEDULE

7. The Hearing shall commence each day at 9:30 and proceed until approximately 18:00, subject to any adjustments necessitated by the course of the examinations, with a one-hour lunch break and at least two 20-minute breaks in accordance with the Daily Timetable set out in Annex A (Hearing Schedule).

8. The order of proceedings and structure of the Hearing shall follow the schedule set out in Annex A (the "**Hearing Schedule**").

9. The Hearing Schedule shall be subject to such modifications as the Tribunal may deem necessary or appropriate during the Hearing.

10. The Parties are expected to use the Hearing days efficiently and to avoid unnecessary slippage. In the event of significant slippage, the Tribunal may revisit the length of the sitting day or, in exceptional circumstances, the time allocated to the Parties, having regard to the principles of predictability, equal treatment, and a fair opportunity for each Party to be heard.

C. ORAL STATEMENTS

11. The Parties may each present opening statements of up to one day. In lieu of oral closing statements, each Party shall have one hour to answer any questions put by the Tribunal at the close of the previous day or during the session.

12. The Parties may use slide presentations during their opening statements. Electronic copies of such presentations shall be sent to the opposing Party, the Members of the Tribunal, the Secretary, the Assistant, and the court reporter before the start of each presentation.

D. TIME ALLOCATION

13. The Claimants shall have 14h, and the Respondent 21h, to be used over the entire Hearing, including for opening statements and answering Tribunal questions.[1] If the circumstances so require and the remaining time permits, the Tribunal may grant short extensions as necessary.

14. Time spent on direct (including expert presentations) and re-direct examinations shall be counted toward the time of the Party presenting the witness or expert. Time spent on cross-examination

[1] Based on sitting hours from 9:30 to 18:00, the total time available for Parties will be approximately 5h per day (after accounting for housekeeping, procedural and technical incidents (30 min), Tribunal questions (1h), and breaks (2h)).

shall be counted toward the time of the Party conducting the cross-examination.

15. Time spent on short interventions by the Tribunal during examinations or oral statements, in particular for purposes of clarification, shall be counted against the time of the Party then conducting the examination or making oral argument. Other time used by the Tribunal shall not be counted against a Party's time, including time spent dealing with objections, unless the Tribunal determines otherwise.

16. The Secretary of the Tribunal shall keep a record of each Party's use of time in accordance with the chess clock method and shall report the total daily time used at the end of each Hearing day.

E. ATTENDANCE

17. Each Party has provided its List of Participants, which is reflected in Annex B. Either Party may amend its List of Participants no later than **2 October 2026**.

F. DOCUMENTATION

18. The Parties shall ensure that the complete record is uploaded on the BOX filesharing platform in a form that permits use of the search function in advance of the hearing. Further to paragraph 15.5 of PO1, the Parties shall provide, through the Opus2 electronic hearing platform, a consolidated hyperlinked index of all documents.

19. At the start of each cross-examination, the cross-examining Party shall provide a cross-examination bundle: (i) in electronic format to the opposing Party, each Member of the Tribunal, the Secretary, the Assistant, and the court reporter(s), via the BOX filesharing platform; and (ii) in paper copy to the witness or expert.

20. The use of demonstrative exhibits during the Hearing is governed by paragraph 18.7 of PO1, subject to any different rule in this Order.

    20.1. Each Party may use demonstrative exhibits (such as graphs, tables, or other compilations of information on the record not already in such form), provided that they: (i) contain no new evidence; (ii) identify the source in the record; and (iii) are distributed via email to the opposing Party, the Members of the Tribunal, the Secretary, the Assistant, and the court reporter(s) by 12:00am BST on the eve of their use.

    20.2. For the avoidance of doubt, PowerPoint slides are not demonstrative exhibits, unless they contain graphs, tables, etc. compiling information on the record but not in such form. The same rule applies *mutatis mutandis* to expert presentations.

    20.3. In addition, promptly after the conclusion of each Hearing day on which a demonstrative exhibit or PowerPoint presentation is used, the relevant Party shall upload it to the case folder on the BOX filesharing platform, designating each demonstrative exhibit with the corresponding CDE-[…] or RDE-[…] designation and each set of PowerPoint slides with CP-[…] or RP-[…].

21. Documents that do not form part of the record may not be used at the Hearing, unless otherwise agreed by the Parties or authorized by the Tribunal.

G. WITNESS AND EXPERT EXAMINATION

22. Witness and expert examinations shall be governed by sections 19 and 20 of PO1, subject to any different rule in this Order.

23. In accordance with paragraph 20.8 of PO1, each expert may make a presentation of no more than 30 minutes summarizing his or her methodology and conclusions in lieu of direct examination, for which he or she may use PowerPoint slides and demonstrative exhibits. PowerPoint slides shall be distributed in electronic copy 30 minutes before the start of the presentation. Demonstrative exhibits shall be distributed as set out in paragraph 20.1 above.

24. In accordance with paragraph 19.14 of PO1, the witnesses and experts shall appear in the following general order:

(i) Claimants' fact witnesses in the order determined by the Claimants.

(ii) Claimants' technical expert (Red Heather) followed by Respondent's technical expert (Mr Imrie of Baker & O'Brien).

(iii) Claimants' economic experts (Gaffney Cline then Secretariat) followed by Respondent's economic experts (Mr Goh of Baker & O'Brien then Accuracy).

25. In principle, witnesses and experts shall be available one-half day before and after the time at which they are scheduled to be examined. Depending on the needs of the Hearing, the examination of a witness or expert may commence on one day and continue on the following day. The Parties shall notify the Tribunal and the opposing Party at the earliest opportunity if any issue arises regarding the availability of a witness or expert that may affect the Hearing Schedule.

26. In accordance with paragraph 19.15 of PO1, fact witnesses shall not be present in the hearing room during oral testimony or arguments, nor read transcripts of oral testimony or argument, prior to their own examination. This limitation shall not apply to expert witnesses.

III. LOGISTICS

A. INTERPRETATION

27. In the absence of a notice pursuant to paragraph 13.7 of PO1, the Tribunal understands that no interpretation is required during the Hearing.

B. TRANSCRIPTS AND RECORDINGS

28. Transcripts and recordings shall be governed by paragraph 23 of PO1.

29. Real-time court reporting services will be provided by [redacted], with same-day transcript

delivery to the Tribunal and the Parties by email. Verbatim transcripts will be available in real time using LiveNote or similar software. The Parties shall seek to agree any corrections to the hearing transcripts within a time limit to be determined by the Tribunal at the conclusion of the Hearing.

30. Except for the court reporter, who will make their own recording of the Hearing for purposes of preparing the transcript, and the ICSID Secretariat, no Hearing Participant shall record the Hearing or any part of it by any means, including audio, video, or screenshot.

C. REMOTE ACCESS

31. Remote access to the Hearing will be governed by the terms contained in **Annex C**.

D. OTHER LOGISTICAL ASPECTS

32. The Parties shall ensure that the electronic presentation of evidence is handled efficiently. During cross-examination, evidence shall be presented via screensharing so that the relevant documents are visible to all participants.

33. The ICSID Secretariat will liaise with the Parties on this and other logistical aspects (set up, catering, etc.).

E. POST-HEARING BRIEFS AND STATEMENTS OF COSTS

34. Pursuant to paragraph 24.1 of PO1, the Tribunal will determine at the end of the Hearing whether post-hearing briefs are required. The time limits, length, format, and content of any post-hearing briefs shall be determined by the Tribunal at the close of the Hearing, in consultation with the Parties. No new evidence may be submitted with the post-hearing briefs, except with leave from or at the request of the Tribunal.

35. In accordance with paragraph 24.2 of PO1, the Tribunal will give appropriate directions in respect of the statement of costs at the end of the Hearing.

F. DATA PRIVACY

36. The List of Participants may contain personal data provided to ICSID, including names and contact information such as business email addresses and telephone numbers. Such data will be processed for the legitimate interests of the Parties in resolving their dispute efficiently and, in particular, to ensure that procedural documents and Hearing arrangements are properly communicated to the Hearing Participants.

[signed]

_____

Dr. Laurent Lévy
President of the Tribunal
Date: 3 October 2026

ANNEX A
Hearing Schedule

Daily Timetable

TIME	PROCEDURAL STEP
9:30-11:00	Hearing – Proceedings Commence
11:00-11:20	BREAK
11:20-13:00	Hearing – Proceedings Continue
13:00-14:00	LUNCH
14:00-16:00	Hearing – Proceedings Continue
16:00-16:20	BREAK
16:20-18:00	Hearing – Proceedings Continue
18:00	END OF DAY

Day 1: Monday, 5 October 2026

TIME	PROCEDURAL STEP
9:30-	Tribunal's Opening Remarks
-18:00	Claimants' Opening Statement

Day 2: Tuesday, 6 October 2026

TIME	PROCEDURAL STEP
9:30-	Respondent's Opening Statement (morning)
-18:00	Examination of Ainsley Gill (afternoon)

Day 3: Wednesday, 7 October 2026

TIME	PROCEDURAL STEP
9:30-18:00	Examination of Ainsley Gill (continued)

Day 4: Thursday, 8 October 2026

TIME	PROCEDURAL STEP
9:30-	Examination of Alison Lewis
	Examination of Julian Mair
	Examination of Shelly Ramlal
-18:00	Examination of Kevin Bunten (Red Heather)

Day 5: Friday, 9 October 2026

TIME	PROCEDURAL STEP
9:30-	Examination of Aaron Imrie (Baker & O'Brien)
-17.00	Examination of Nicholas Fulford (Gaffney Cline)

Day 6: Monday, 12 October 2026

TIME	PROCEDURAL STEP
9:30-	Examination of Joe Skilton (Secretariat)
	Examination of Jeremy Goh (Baker & O'Brien)
-18:00	Questions by Tribunal (if any) to be answered the following day

Day 7: Tuesday, 13 October 2026

TIME	PROCEDURAL STEP
9:30-	Examination of Edmond Richards & Joseph Kirby (Accuracy)
	Claimants' answers to Tribunal's questions
	Respondent's answers to Tribunal's questions
	Procedural discussion
-18:00	End of Hearing

ANNEX B
List of Participants

TRIBUNAL	
Dr. Laurent Lévy	President
Dr. Stanimir A. Alexandrov	Arbitrator
Prof. Zachary Douglas KC	Arbitrator

ASSISTANT TO THE TRIBUNAL	
Dr. Magnus Jesko Langer	Assistant to the Tribunal

ICSID SECRETARIAT	
Mr. Oladimeji Ojo	Secretary of the Tribunal

CLAIMANTS	
Mr./Ms. First Name/ Last Name	**Affiliation**
Counsel	
Mr Andy Moody	Travers Smith LLP
Ms Judith Mulholland	Baker McKenzie LLP
Mr Kartik Singh	Baker McKenzie LLP
Mr Janek Bednarz	Baker McKenzie LLP
Mr Roberto Kehinde	Baker McKenzie LLP
Parties	
Mr David Dhanoo	NiQuan Energy LLC
Mr Sequan Gill	NiQuan Energy LLC
Witnesses	
Mr Ainsley Gill	NiQuan Energy LLC
Ms Alison Lewis	NiQuan Energy LLC
Ms Shelly Ramlal	NiQuan Energy LLC
Mr Julian Mair	Jamaica Money Market Brokers
Experts	
Mr Kevin Bunten	Red Heather
Mr Joe Skilton	Secretariat
Mr Nicholas Fulford	Gaffney Cline

Other Participants	
Mr Patrick Taylor	Red Heather
Mr Edward Phillips	Secretariat
Ms Stephanie Sharp	Secretariat
Mr Divyansh Sharma	Baker McKenzie LLP
Mr Amir Aliyev	Baker McKenzie LLP
Ms Ran Tang	Baker McKenzie LLP
Ms Eleanor McCann	Travers Smith LLP

RESPONDENT	
Mr./Ms. First Name/ Last Name	**Affiliation**
Counsel	
Mr Matthew Coleman	Steptoe
Mr Thomas Innes	Steptoe
Mr Michael Lee	Steptoe
Parties	
Ms Urvashi Ramnarine	Government of the Republic of Trinidad and Tobago
Experts	
Mr Aaron Imrie	Baker & O'Brien
Mr Jeremy Goh	Baker & O'Brien
Mr Edmond Richards	Accuracy
Mr Joseph Kirby	Accuracy
Other Participants	
Ms Eva Demidova	Steptoe
Ms Emily Jarman	Steptoe
Mr Karl El Khoury	Accuracy

OTHER PARTICIPANTS	
Name	**Affiliation**
[redacted]	Court Reporter
[redacted]	OPUS2

ANNEX C
Remote Access Protocol

1. Authorised Participants and Hearing Link Distribution

1.1 Remote attendance at the Hearing shall be limited to individuals included on the List of Participants as circulated by ICSID from time to time (the most recent to date having been circulated on 2 October 2026) ("List of Participants").

1.2 The remote hearing link shall be provided only to a single point of contact nominated by each party for the administration of remote access (the "Remote Access Coordinator").

1.3 The Remote Access Coordinator may share the link with: (i) other members of their party's respective legal team; and/or (ii) such technical personnel but only as strictly necessary to facilitate the operation and set-up of the designated conference room; and (iii) Mr Patrick Taylor of Red Heather for the purposes of his attendance pursuant to this Remote Access Protocol. The link shall not otherwise be shared with any other person.

1.4 The Remote Access Coordinator for each party shall be:

a. for the Claimants: Roberto Kehinde ([redacted])
b. for the Respondent: Michael Lee ([redacted])

2. Designated Remote Attendance Locations

2.1 Remote attendance by each party shall be limited to a single designated conference room supervised by a member of its legal team.

2.2 Individuals attending on behalf of the Claimants shall attend from a designated conference room at Baker McKenzie LLP's London office.

2.3 Individuals attending on behalf of the Respondent shall attend from a designated conference room at Steptoe International (UK) LLP's London office.

2.4 No participant may attend the Hearing remotely from any other location unless otherwise agreed by the parties or directed by the Tribunal. Notwithstanding the foregoing, the parties agree that Mr Patrick Taylor of Red Heather may attend the Hearing remotely from a separate location using the email address[redacted]. Mr Taylor shall be subject to this Protocol, as if attending from the Claimants' designated conference room.

3. Participant Identification

3.1 Each designated conference room shall join the videoconference at least 15 minutes before the commencement of each hearing session to facilitate participant identification and the resolution of any technical issues.

3.2 To facilitate identification, each party shall join using a username reflecting their affiliation:

a. The conference room joining on behalf of the Claimants shall precede their name with "C-";

b. The conference room joining on behalf of the Respondent shall precede their name with "R-" and

c. Mr Patrick Taylor shall join using the username "C-Patrick Taylor".

4. Supervision

4.1 Each party shall ensure that attendance within its designated conference room is supervised by a member of its legal team, who shall verify the identity of those present and ensure compliance with the Tribunal's sequestration directions and any orders concerning confidentiality.

4.2 Any individual attending via a designated conference room may be required to identify themselves upon request and may attend only if included on the List of Participants.

4.3 Mr Patrick Taylor may also be required to identify himself upon request.

5. Confidentiality of the Hearing

5.1 No participant may record, photograph, screen capture, livestream, rebroadcast, or otherwise reproduce any part of the Hearing.

5.2 No unauthorised person shall be permitted to view or listen to the Hearing from within or outside the designated conference rooms.

5.3 The doors to the designated conference rooms shall remain controlled during Hearing sessions and access shall be limited to authorised participants.

5.4 The Claimants shall explain the requirements of this Remote Access Protocol to Mr Patrick Taylor and shall ensure that he complies with paragraphs 5.1 to 5.3 and with the Tribunal's sequestration directions and any orders concerning confidentiality whilst attending the Hearing remotely.