## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

| PERENCO ECUADOR LTD.,    |             | ) |                 |
|--------------------------|-------------|---|-----------------|
|                          | Petitioner, | ) | Case No. 19-CV- |
| V.                       |             | ) |                 |
| THE REPUBLIC OF ECUADOR, |             | ) | Case No. 19-CV  |
|                          | Respondent. | ) |                 |
|                          |             | ) |                 |
|                          |             | ) |                 |

## DECLARATION OF ADA FERNANDEZ JOHNSON IN SUPPORT OF PETITION TO ENFORCE ARBITRAL AWARD

I, Ada Fernandez Johnson, hereby declare as follows:

- 1. I am counsel to the law firm of Debevoise & Plimpton LLP, counselor to Petitioner Perenco Ecuador Ltd. ("Perenco") in the above-captioned action. I am admitted to practice in the U.S. District Court for the District of Columbia.
- 2. I make this declaration in support of the petition to enforce an arbitral award rendered in Perenco's favor against the Republic of Ecuador ("Ecuador") following an arbitration conducted in Washington, District of Columbia, under the rules of the International Centre for the Settlement of Investment Disputes ("ICSID") in Case No. ARB/08/6.
- 3. Attached to this Declaration as <u>Exhibit A</u> is a copy of the ICSID Award issued on September 27, 2019, in English and Spanish, certified by the Acting Secretary-General of ICSID.

- 4. Attached to this Declaration as <u>Exhibit B</u> is a copy of the ICSID Decision on Remaining Issues of Jurisdiction and on Liability, issued on September 12, 2014.
- 5. Attached to this Declaration as <u>Exhibit C</u> is a copy of the ICSID Interim Decision on the Environmental Counterclaim, issued on August 11, 2015.
- 6. Attached to this Declaration as <u>Exhibit D</u> is a copy of the Convention on the Settlement of Investment Disputes Between States and Nationals of Other States (the "ICSID Convention").
- 7. Attached to this Declaration as <u>Exhibit E</u> is a copy of the France-Ecuador Bilateral Investment Treaty.

I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct.

Dated: October 1, 2019

/s/ Ada Fernandez Johnson
Ada Fernandez Johnson
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