

IN THE ARBITRATION UNDER CHAPTER ELEVEN
OF THE NORTH AMERICAN FREE TRADE AGREEMENT
AND THE UNCITRAL ARBITRATION RULES
BETWEEN

POPE & TALBOT, INC.,

Claimant/Investor,

-and-

GOVERNMENT OF CANADA,

Respondent/Party.

**SIXTH SUBMISSION (CORRECTED)
OF THE UNITED STATES OF AMERICA**

1. Pursuant to Article 1128 of the North American Free Trade Agreement (“NAFTA”), the United States of America makes this submission on certain questions of interpretation of the NAFTA. Those questions are raised in the Tribunal’s letter, dated September 17, 2001. No inference should be drawn from the absence of comment on any issue not addressed here.

2. The United States fully concurs with Canada in the views expressed in Canada's letter, dated October 1, 2001, to the Tribunal regarding the NAFTA Free Trade Commission's interpretation, dated July 31, 2001, of Article 1105 and that interpretation's applicability to pending NAFTA Chapter Eleven arbitrations. The United States also concurs with Canada that Article 1103 cannot be relevant to, or constitute an issue with respect to, the interpretation of Article 1105.

Respectfully submitted,

Mark A. Clodfelter

*Assistant Legal Adviser for International
Claims and Investment Disputes*

Barton Legum

*Chief, NAFTA Arbitration Division, Office
of International Claims and Investment
Disputes*

Alan Birnbaum

*Attorney-Adviser, Office of International
Claims and Investment Disputes*

United States Department of State
Washington, D.C. 20520

October 2, 2001