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ORIGINAL DOCUMENTS IN SAFE

22

Case No. 624

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** AWARD - Type of Award Final
- Date of Award 2.5.85
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** DECISION - Date of Decision _____
_____ pages in English _____ pages in Farsi

** CONCURRING OPINION of _____
- Date _____
_____ pages in English _____ pages in Farsi

** SEPARATE OPINION of _____
- Date _____
_____ pages in English _____ pages in Farsi

** DISSENTING OPINION of _____
- Date _____
_____ pages in English _____ pages in Farsi

** OTHER; Nature of document: _____

- Date _____
_____ pages in English _____ pages in Farsi

IRAN UNITED STATES CLAIMS TRIBUNAL	دادگاه داورى دعاوى ایران - ایالات متحده
ثبت شد - FILED	
Date	2 MAY 1986 تاریخ
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No.	624 شماره

CASE NO. 624

CHAMBER ONE

AWARD NO. 230-624-1

THE CYRUS PETROLEUM LTD.,
Claimant,

and

THE ISLAMIC REPUBLIC OF IRAN,
Respondent.

DUPLICATE
ORIGINAL
نسخه برابر اصل

AWARD

I. The Proceedings

On 18 January 1982, THE CYRUS PETROLEUM LTD. ("Cyrus") filed a claim with the Tribunal against the Islamic Republic of Iran seeking payment of \$970,000,000 plus interest. The claim is for compensation for properties that the Claimant alleges were expropriated by Iran.

On 17 January 1983, the Respondent filed a Statement of Defence stating, inter alia, that the Statement of Claim "is totally vague, the relief sought is unknown, and the action allegedly taken by Respondent is rather obscure and unclear", and that the Respondent was therefore unable to respond. By Order filed on 16 February 1983, the Tribunal ordered the Claimant to respond to the Respondent's objections by 14 March 1983. The Claimant failed to comply with that Order or to seek an extension of the time within which to do so. By further Order filed on 31 August 1984, the Claimant was ordered to respond to the Respondent's objections by 1 October 1984 and was informed that if a response was not filed by that date the Tribunal would "proceed to decide this case on the basis of the pleadings and documents submitted." The Claimant did not file its response in accordance with that Order, but instead requested a six-month extension, alleging "difficulties the company is experiencing to find in IRAN the documents proving its prejudice".

On 4 October 1984, the Respondent filed a "Request for an Order for Termination of Proceedings" in accordance with the Tribunal Rules. The Respondent pointed out that the Claimant again had failed to file a response pursuant to the Tribunal's Orders and had failed to show sufficient cause for that failure. No further submissions were received from the Parties.

By Order filed on 30 May 1985, the Tribunal, after reciting the procedural history of the case, informed the Parties that it now "intended to decide the case on the basis of the pleadings and documents before it." In the almost one year since that Order, the Claimant has remained entirely silent.

II. Reasons for Award

The only details specifying the Claimant's claim are contained in its Statement of Claim. There the Claimant alleges that Cyrus is a corporation of American nationality with its address at 30 Rockefeller Plaza, New York, New York. It contends that "the Islamic Republic of Iran, on its proclamation day, took property without any compensation of various properties which [Cyrus] owned". Under the heading "Ran Company Properties," the Claimant lists the allegedly expropriated properties in summary fashion and gives their alleged value, which in the aggregate amounts to \$970,000,000. The Claimant seeks this amount, together with costs and 20% interest from 19 January 1981, as indemnity for the allegedly expropriated property. Neither in the Statement of Claim nor in subsequent filings does the Claimant detail the substance of its allegations or provide any evidence to support them.

These pleadings fail to establish to the Tribunal's satisfaction any basis for the claim. Moreover, the Claimant's conduct as described in Section I above effectively indicates that it no longer pursues its claim, thus rendering unnecessary the continuation of the arbitral proceedings.

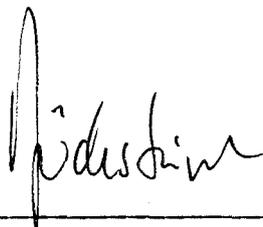
For these reasons,

THE TRIBUNAL DETERMINES AS FOLLOWS:

The claim of THE CYRUS PETROLEUM LTD. is dismissed.

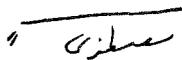
Dated, The Hague,

2 May 1986

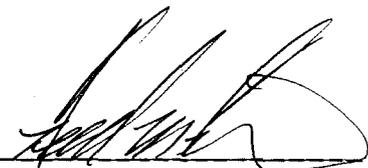


Karl-Heinz Böckstiegel
Chairman
Chamber One

In the name of God



Mohsen Mostafavi



Howard M. Holtzmann