

Three are in place to hear Argentine pension fund dispute, with David Unterhalter tapped to chair

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An ICSID tribunal is in place to hear the claims in [Nationale-Nederlanden Holdinvest et al. v. Argentina](#).

The tribunal was constituted on January 30, 2020, with the parties' appointment of [David Unterhalter](#) as chair. The claimants nominated [Luca Radicati di Brozolo](#). The respondent appointed [Laurence Boisson de Chazournes](#) to the tribunal.

Mr. Unterhalter is a South African lawyer and former Chairman of the WTO's Appellate Body. Mr. Unterhalter has previously sat as co-arbitrator in [Standard Chartered Bank v. Tanzania](#), and he is currently sitting as chair in a third ICSID case, [European Solar Farms v. Spain](#).

[As we've reported](#), the claimant initiated arbitration proceedings in May 2019 under the Argentina-Netherlands BIT. The claimant previously owned an Argentine pension fund, Origenes AFJP, which is now in liquidation.

The claimants are represented by De Brauw Blackstone Westbroek in Amsterdam. Argentina relies on government counsel.

Notably, a second pension fund dispute, brought by the US insurance giant [MetLife against Argentina](#), currently remains pending at ICSID.