

May 22, 2012

By email

Commerce Group Corp. and
San Sebastian Gold Mine, Inc.
c/o Mr. John E. Machulak and
Mr. Eugene Bykhovsky
Machulak, Robertson & Sodos, S.C.
1733 North Farwell Avenue
Milwaukee, Wisconsin 53202

Republic of El Salvador
c/o Mr. Derek Smith and
Mr. Luis Parada
Foley Hoag LLP
1875 K Street NW
Suite 800
Washington, DC 20006

**Re: Commerce Group Corp. and San Sebastian Gold Mines, Inc. v. Republic of El
Salvador (ICSID Case No. ARB/09/17) – Annulment Proceeding**

Dear Sirs,

I refer to our letter of December 19, 2011 notifying the parties of the stay of the proceedings due to non-payment of the requested advance.

Five months have passed since the date of our above-mentioned letter without receipt of the outstanding payment.

In accordance with ICSID Administrative and Financial Regulation 14(3)(d) and (e), if the proceeding is stayed for non-payment for a consecutive period in excess of six months, the Secretary-General may, after notice to and as far as possible in consultation with the parties, move that the *ad hoc* Committee discontinue the proceeding.

Accordingly, if payment is not received by June 19, 2012, the Secretary-General will move that the *ad hoc* Committee discontinue this annulment proceeding.

Sincerely yours,



Marco Túlio Montañés-Rumayor
Secretary of the *ad hoc* Committee

cc: Members of the *ad hoc* Committee