



INTERNAL CONTROL BODY AT PEMEX EXPLORATION AND
PRODUCTION
AREA OF RESPONSIBILITIES
COMPLAINTS UNIT
COORDINATION OF CONCILIATIONS
FILE: PEP-I-C-5/2015
"BISELL CONSTRUCCIONES E INGENIERIAS, S.A. DE C.V., AND
MWS MANAGEMENT INC."
(JOINT PROPOSAL)

FIRST AND ONLY HEARING

In Mexico City, Federal District. **being 10:30 a.m. on March 9, 2015.** in the meeting room of the Internal Body of Control at Pemex Exploración y Producción, the public servants and people who are cited at the end of these minutes, presiding over the meeting **Mr. Mario Alvarado Domínguez**, Head of the Area of Responsibilities of this Internal Body of Control and Attorneys Alfredo Arias Hernández and Leticia Lemus Figueroa, public servants designated in terms of the provisions of article 82 of the Internal Regulations of the Ministry of the Public Function, to attend the promotion submitted by **C. Raúl López Gallegos**, Legal Representative of "**BISELL CONSTRUCCIONES E INGENIERÍA, S.A. DE C.V., and MWS MANAGEMENT INC.**" (Joint Proposal), regarding the disagreements derived from the **Contract No. 424042803**, entered into with Pemex Exploración y Producción, for the execution of the works consisting of "**Production restitution works in the Northern Region Assets (PACK II)**".

Then it is made known to the parties involved in this procedure, that the **participation of this Internal Control Body in Pemex Exploración y Producción is exclusively conciliatory** and is carried out based on the provisions of the Articles 95, 96 and 97 of the Public Works and Related Services Law and 82 of the Internal Regulations of the Ministry of Public Function, **remaining under the strict responsibility of the parties**, the agreements reached within this procedure.

The conciliation hearing session begins after verifying the representation of the assistants and, in this sense, this conciliatory authority states **that there is any representation of the companies "BISELL CONSTRUCCIONES E INGENIERÍA, S.A. C.V., and MWS MANAGEMENT INC."** (Joint Proposal), despite having requested their presence by Rule of February 18, 2015, and notified electronically the following day, in accordance with the provisions of article 35 of the Federal Law of Administrative Procedure of supplementary application to the Law of the matter

For its part, **PEP** is represented by the **CC. Engineers Jose Luis Delgado Echazarreta**, Assistant Manager of Cost Engineering of the Management of Contracts for Services to the Drilling and Project Services, from the Procurement and Supply Branch, **Luis Gómez Herrera**, Resident of Contract No. 424042803 and **Ayud Antonio Vicente**, Contract Supervisor of reference, of the Project Services Management, as well as by **María del Rosario García Solchaga**, acting as Legal Adviser of the Entity, public officials that were designated by Engineers **Arturo Alfredo Musalem Solís**, with the character of Contracting Manager of Exploration and Production for Drilling and Project Services and **David González Muñoz**, in his as Manager of Services to Northern Region Projects. who in this session identify with the credential of the Institutional Unique Identification System (SIU) with file numbers 386307, 403666, 526810 and 442754, issued by Petróleos Mexicanos. Identifications that are collected in Simple copy for the purpose of integrating them into the records of the file in which it acts for proof and the originals are returned to those interested in this session.



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Likewise, it is recorded that Eng. Javier Cruz Arriaga, assigned to the Management of Control of Operation of the Administration and Finance Sub-Directorate, as Witness of the Directorate General of PEP, who is identified with the credential of the Institutional Identification System Unique (SIU) with file number 362240, issued by Petróleos Mexicanos, which is returned to him in this session.

This conciliatory authority then states that on March 4, 2015 it was received via electronic and the original in this session, the detailed report and annexes that support it contained in a CD, with a transfer copy for the contractors, signed by the **CC. engineers Arturo Alfredo Musalem Solís and David González Muñoz**, public servants designated with advance, as well as by the **CC. Engineers Juan Lorenzo González Montemayor**, Coordinator of the Multidisciplinary Group of Well Contract Services, **Hugo Alberto Peredo Luzárraga** Dispatch Manager of the Sub-management of Supplies and Administrative Services of Drilling and Project Services, North Zone, **Adolfo López Mariscal**, Dispatch Manager of the Residence of Tertiary Oil of the Gulf Contracts of the Reference Management and **Luis Gómez Herrera**, Resident of Contract No. 424042803, through which they discharge the requirement formulated by this Area of Responsibilities, through the act of February 18, 2015, with Regarding the arguments presented by the contractors in their conciliation request brief, of which they were notified on March 5 of the same year through their General Representative, to imposed by its content in this session.

In this order of Ideas, the conciliatory authority warns that in the conciliatory procedure, the contractors present the following claims:

NON-RECOVERABLE EXPENSES, consisting of the payment of expenditures for personnel, equipment, machinery, facilities, inputs and expenses necessary for the execution of the aforementioned contract.

INDIRECT ADJUSTMENT AND FINANCING, originally agreed by virtue of the fact that the contract was extended by more than 25 percent of the original term.

In this regard, the representation of the Entity in this act ratifies the content of the Report Detailed, previously indicated, regarding the pronouncement of the contractors.

Given **the absence of legal representation of the contractors and the lack of promotion that justify their absence from this hearing**, the acting personnel of the Area of Responsibilities of the Internal Control Body in Pemex-Exploración y Producción, proceeds to establish the following agreements:

- a) Consider received the detailed report and CD that accompanies it, as well as completed to PEP, in accordance with the provisions of articles 287, 288 and 289, penultimate paragraph of the Regulation of the Law of Public Works and Services Related to the same, which are sent to be glossed to the records of the file cited to the item for proof.
- b) The content of the report indicated in advance is considered ratified in its entirety presented by the Entity in relation to the conciliation request at hand.



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- c) In accordance with the provisions of the third paragraph of article 95 of the Public Works Law and Related Services, are considered **NOT PRESENTED** to the companies "**BISELL CONSTRUCCIONES E INGENIERÍA, S.A. DE C.V., and MWS MANAGEMENT INC.**" (Joint Proposal), therefore it is appropriate to conclude this Procedure of Conciliation.
- d) Notify the applicants personally and/or electronically, through their Legal Representative, the terms of this Agreement.

There being nothing more to add, this conciliation hearing is terminated, at **twelve hours and forty-five minutes of the date**, signing in the margin and at the bottom who intervened in it for the corresponding legal effects

**BY THE COMPANIES "BISELL CONSTRUCCIONES E INGENIERÍA, S.A. DE C.V., and
MWS MANAGEMENT INC." (Joint Proposal)**

NOT PRESENTED

BY PEMEX EXPLORACIÓN Y PRODUCCIÓN

Mr. José Luis Delgado Echazarreta

Mr. Luis Gomez Herrera

Mr. Ayud Antonio Vicente

BY LEGAL MANAGEMENT OF PEP

Ms. María del Rosario García Solchaga

BY GENERAL DIRECTORATE OF PEP

Mr. Javier Cruz Arriaga

BY INTERNAL CONTROL BODY OF PEP

AREA OF RESPONSIBILITIES

Mr. Mario Alvarado Domínguez

Mr. Alfredo Arias Hernández

Ms. Leticia Lemus Figueroa