

Kimberley Cliffe-Phillips

From: Andrew Gamble [agamble@theedge.ca]
Sent: Tuesday, September 07, 2004 3:01 PM
To: Kimberley Cliffe-Phillips
Cc: Jivko Jivkov; Albert J. Lafferty; graeme@dargo.ca; J.R. Spronken & Associates Ltd.; Jim_O'Neil@golder.com
Subject: Next steps

Kimberley;

Just to confirm my understanding:

Assuming, the Board is sufficiently satisfied with DCBC responses to IRs, the following are scheduled:

1. By Sept. 10, technical analysis reports are to be submitted.
2. There is to be a pre-hearing conference on October 4th at 2pm
3. Copies of any presentations/speaker's notes for hearing are to be submitted by October 12th.
4. The hearing will take place in Ft. Providence on October 21st.

Can you give me some guidance on the following:

1. Am I correct in assuming that the DCBC is not expected to submit any technical analysis reports, but that these would be the results of technical reviews of the DAR and IR responses by directly affected parties and other interveners (mostly government departments)?
2. Am I correct in assuming the pre-hearing conference would bring together developer's technical advisors and technical reviewers to review the above and attempt to resolve or at least clarify any outstanding issues/differences? If so, is this hearing normally attended only by the technical experts, rather than the developer's principals?
3. I also assume that the developer would get copies of the technical analysis before the pre-conference hearing in order to prepare for it. Is it expected that the developer would prepare written submissions or responses for the pre-conference hearing, or just come prepared to discuss the issues?
4. Is it expected (mandatory, usual, advisable, allowable) that the Developer would make presentation(s) at the hearings? If so, I would assume that these must be submitted by October 12th.
5. In reading your Rules of Procedure, it appears that the section on exchange of evidence is designed to ensure that parties do not 'spring' new evidence on each other. If this is the case, our preparations for (and experts attending) the hearings can be based on issues and concerns identified in advance and we don't have to bring a whole team of people 'just in case' a new question is popped on us.

It is likely more efficient to discuss these questions in person. I would be happy to come by at a time convenient to you.

Thanks in advance.

Andrew

9/7/2004

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