

# **APPENDIX 4.I**

**List of Efforts to Engage the Tłıchǫ Government and Citizens in Communications Related to the Permitting of the NICO Project**

## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
5-Nov-08	Water license (WL) and Land Use Permit (LUP) applications were resubmitted by Fortune to the Wek'èezhii Land and Water Board (WLWB) with all elements of the NICO Project within the excluded claim boundary. However, new rules for application were brought in at the time of this application, which stipulated that the applications could not be processed until Fortune completed a pre-submission community consultation tour of the four Tìjchq communities and Yellowknife.	Applications were not processed until January 30, 2009 when pre-submission requirements were met.
10-Nov-08	Community consultation meeting dates were chosen in collaboration with community representatives. Meeting ads were faxed to a variety of locations within each community in an effort advertise the meetings. Fortune also placed ads in News North and had radio spots running on CKLB.	Pre-submission community engagement dates in all four Tìjchq communities.
13-Nov-08	E-mail notification of dates for WL and LUP application and exploration program LUP application pre-submission community engagement in Yellowknife, Behchokq, Gamèti, Whati, and Wekweèti sent to Grand Chief George Mackenzie, Bertha Rabesca Zoe and John B. Zoe.	E-mail was in response to a call to Julian Kemp of Fortune from Bertha Rabesca Zoe who said she did not know Fortune was planning to consult with the communities for the revised applications.
13-Nov-08	WL and LUP application pre-submission community engagement meeting in Gamèti. Presentation given on revised applications. A total of 14 people were in attendance.	Issues of concern recorded for use in the Developer's Assessment Report (DAR)
14-Nov-08	WL and LUP application and exploration program LUP application pre-submission community engagement review meetings in Behchokq, Whati, and Gamèti delayed because of death in Behchokq.	Meetings re-scheduled
15-Nov-08	WL and LUP application pre-submission community engagement meeting in Yellowknife. Presentation given on revised applications.	Issues of concern recorded for use in the DAR
6-Jan-09	WL and LUP application and exploration program LUP application pre-submission community consultation meeting in Behchokq. Presentation given on revised applications (approximately 50 people attended).	Issues of concern recorded for use in the DAR
7-Jan-09	WL and LUP application and exploration program LUP application pre-submission community engagement meeting in Whati. Presentation given on revised applications in community hall.	Issues concern recorded for use in the DAR
7-Jan-09	WL and LUP application and exploration program LUP application pre-submission community engagement meeting in Wekweèti cancelled at the request of Chief Charlie Football.	
16-Jan-09	Application for renewal of LUP for NICO exploration program sent to Grand Chief George Mackenzie, Chief Leon Lafferty, Chief Charlie Football, Chief Henry Gon, Chief Charlie J. Nitsiza, Eddie Erasmus, John B. Zoe, Bertha Rabesca Zoe, WLWB and Arktis Solutions Inc. ([Arktis] consultant for the Tìjchq Government [TG]).	Acknowledgement received from Leon Lafferty
18-Jan-09	Email received by Robin Goad from Joe Murdock of Arktis that his firm has been retained by the TG to act as a point of contact for future dealings between Fortune and the TG, and that he would formulate a plan to move things forward.	See next 18 January 2009 entry

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Date	Communication	Response/Action
18-Jan-09	Email from Robin Goad to Joe Murdock acknowledging that he had been retained by the TG. Message continued that we looked forward to a positive working relationship with him to move the NICO Project and Tłjchq Road initiative forward and that Rick Schryer and Carl Clouter (member of Board of Directors for Fortune) will meet with him ASAP. Robin Goad mentioned that we had already lost a year because of our inability to get an Access Agreement executed with the TG to advance the EA process and that we are concerned about how these delays are impacting schedules for the NICO Project and the Hemlo equipment we planned to move to NICO.	See 19 January 2009 entry
19-Jan-09	E-mail request from Arktis for the following information: 1) Copies of documents already on the WLWB public registry or letters/correspondence already sent to the Tłjchq 2) Revise and update the Priority List for the Tłjchq 3) As an attachment to the Priority List, submit a "Desired Timeframe" for the overall development of the project that includes Hemlo, the LUP application, outstanding baseline data collection needs, the all-season access road, the power line, new Hydro facilities, detailed engineering of the site, the EA, access agreement and the IBA.	See below for submission dates
27-Jan-09	A letter from Fortune offering to share any Traditional Knowledge (TK) Study information with the TG that Fortune planned to gather in the communities by April 2009 was sent to Grand Chief George Mackenzie, Chief Leon Lafferty, Chief Charlie Football, Chief Henry Gon, Chief Charlie J. Nitsiza, Eddie Erasmus, John B. Zoe, WLWB, and Arktis.	No reply has been received.
30-Jan-09	Letter received from WLWB acknowledging receipt of proof of community engagement on 21 January 2009 submitted in support of the Type "A" Water Licence application for a mine and mill within the NICO mineral claims	WLWB proceeded with review of Fortune applications
2-Feb-09	Preliminary TK and socio-economic interviews conducted in Whati by consultant accompanied by Jim Mucklow (Manager of Environment and Community Affairs for Fortune) from Feb 2-3.	Several interviews completed and recorded
3-Feb-09	Updated Priority list sent to John B. Zoe and Arktis outlining need to move forward with negotiations on an Access Agreement, the Tłjchq road and an Impact Benefit Agreement	See response below
4-Feb-09	Preliminary TK and socio-economic interviews conducted in Gamèti by consultant accompanied by Jim Mucklow from February 4-6.	Several interviews completed and recorded
6-Feb-09	Request from Arktis for names of Tłjchq citizens hired to act as community liaisons during TK studies.	Tłjchq citizens hired to act as community liaisons during TK studies were : Whati -John Simpson Gamèti -Mary Adel Wetrade Wekweèti -Adeline Football
9-Feb-09	Due to death in Behchokq, preliminary TK and socio-economic interviews by consultant were discontinued after arrival in Wekweèti in respect to the state of mourning in the community, following discussion with the community government.	

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Date	Communication	Response/Action
9-Feb-09	Meeting in Yellowknife between Rick Schryer and Joe Murdock. Mr. Murdock requested that the TK and socio-economic interviews be suspended until the TG had reviewed the interview forms. A research permit that included an ethical review of the proposed program was issued to Fortune by the Arctic Research Institute (ARI) after the proposal for the program was sent to the Tłı̨ch̨o Lands Department for approval. Fortune voluntarily suspended the TK and socio-economic interviews until the TG could review the interview forms.	To date, no review, feedback or permission to continue the interviews has been received.
10-Feb-09	Letter from Arktis indicating that the TG would like to reaffirm that the TK studies proposed by Fortune, and any other study completed to date, are defined as studies and do not constitute a level or form of engagement. Approval for this study and any TG approval, relied upon by Fortune in the future, should be considered valid if it exists in written form. Verbal approval had been received by Fortune by the chiefs of Whati, Gamèti, and Wekweèti to conduct the studies.	Fortune acknowledged the request
13-Feb-09	Email from Robin Goad of Fortune to Charlie Football, Chief of Wekweèti to express regrets for death of prominent elder.	
19-Feb-09	E-mail from the WLWB stating that the file on the 2007 WL and LUP applications was closed as the applications were considered ineligible under section 18 of the <i>Mackenzie Valley Land Use Regulations</i> because of a lack of an access agreement and, therefore, were never processed.	Fortune acknowledged the request. No reply was requested.
2-Mar-09	Letter from Mackenzie Valley Environmental Impact Review Board (MVEIRB) that the NICO Project had been referred to Environmental Assessment by Indian and Northern Affairs Canada (INAC)	Fortune acknowledged the letter
3-Mar-09	Dinner with Grand Chief George Mackenzie, John B. Zoe, Bertha Rabesca Zoe, Nick Mansell, and Georgina Frankie (Tłı̨ch̨o citizen) in Toronto to discuss NICO Project and schedule future meetings.	Request for future meetings acknowledged by Grand chief George Mackenzie
6-Mar-09	Email from Robin Goad to George Mackenzie, John B Zoe and Bertha Rabesca-Zoe to thank them for having dinner during PDAC with the Fortune Minerals team and hear about the modifications to the NICO Project, including moving the downstream process plant to southern Canada. They were happy with this move and that it would reduce the amount of chemicals on Tłı̨ch̨o lands and the potential for water quality impacts - their greatest potential concern. We also appreciated to hear about their concerns for the road and would inform them of which Tłı̨ch̨o citizens are currently working at the NICO site.	
16-Mar-09	E-mail from Jamie VanGuick (Arktis) stating that, as had been mentioned to Fortune in previous communications, 3rd parties can conduct their own meetings in Tłı̨ch̨o communities. It must be understood that these studies are not TG sanctioned or carried out by TG.	Fortune continued with its voluntary suspension of the TK and socio-economic interviews. To date, they have not been re-initiated.
18-Mar-09	Phone conversation between Rick Schryer and John B. Zoe to discuss review of TK interview forms	John B. Zoe was not aware they needed to be reviewed but said he would try and make time to look them over
18-Mar-09	E-mail request from Rick Schryer to John B. Zoe and Joe Murdock for a review of the interview forms and to re-initiate TK and socio-economic interviews once any comments on the interview forms had been received	Review comments have not been received Fortune

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22-Mar-09	E-mail reply to Rick Schryer's March 18th request concerning review of the interview forms and re-initiation TK and socio-economic interviews from Joe Murdock. In summary, e-mail stated that an independent study did not require TG permission to proceed and that these TK studies were not considered as a formal engagement exercise with the TG. No timeline was given for the review of the interview forms by the TG.	Fortune continued with its voluntary suspension of the TK and socio-economic interviews. To date, they have not been re-initiated.
30-Mar-09	Robin Goad received an email from Nick Mansell announcing that he will be retiring, but will still work for Tłjchq Investment Corporation (TIC) as a consultant, including advancing the Lac la Martre run-of-river hydro project. Cliff Robertson will now be in charge.	
31-Mar-09	Summary of telephone discussion between Rick Schryer and Joe Murdock. There was discussion at the Assembly the previous week and Joe met with Michael Conway of the GNWT's Department of Transport (DOT) to get the wording in a letter the DOT would require from the TG to move the Tłjchq road forward. Joe also mentioned the TG would like to sign a TK study agreement with Fortune. Joe needs to make presentations in the communities and Fortune offered presentation materials if needed.	Unclear if meetings in communities took place.
15-Apr-09	A draft TK study agreement submitted to the TG by Jim Mucklow.	No formal reply has been received. Richard Schryer and Jim Mucklow spoke briefly to Joe B. Zoe about 2 months after the draft TK study agreement was submitted and he said at that time they wanted to be more involved in the studies. Fortune reply was that they would welcome Tłjchq participation in the TK studies.
20-Apr-09	MVEIRB Technical Scoping Session in Yellowknife. Presentations given by Fortune on NICO Project description and potential environmental issues.	Issues of concern recorded for use in the DAR
21-Apr-09	Letter received from Joe Murdock requesting the spatial delineation of the Tłjchq lands which Fortune is seeking permission to access	Fortune contacted DOT to get proposed all-land winter road route alignment files for submission to the TG
24-Apr-09	Copies of presentations given by Fortune at MVEIRB Technical Scoping Session in Yellowknife sent to MVEIRB staff and Arktis	Fortune presentations placed on the public registry
27-Apr-09	Scoping Session for DAR Terms of Reference (TOR) in Whatì (sign-up sheet on public registry). Presentations given by Rick Schryer and Jim Mucklow on project description and potential environmental issues.	Issues discussed included concerns about mine closure with several references to the old Rayrock mine, water quality, wildlife, blasting effects, use of chemicals in the processing of ore, need for an IBA and further consultation with Fortune. Both positive and negative comments were presented on the road.

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30-Apr-09	Informed by Michael Conway GNWT, DOT that they received a letter from the TG to proceed with the engineering and environmental work for the Tłjchq Road.	
4-May-09	Scoping Session for DAR TOR in Behchokq. Presentations given by Rick Schryer and Jim Mucklow of Fortune on project description and potential environmental issues. Approximately 70 people in attendance during course of the day. Questions and comments received by Leon Lafferty, Alphonse Apples, Chief Charlie Nitsiza, Chief Charlie Football, Henry Apples, Pierre Beaverho, Marcel Zoe, Grand Chief George Mackenzie, Eddie Erasmus, and many others.	Issues discussed included concerns about mine closure with several references to the old Rayrock mine, water quality, wildlife, blasting effects, use of chemicals (cyanide mentioned) in the processing of ore, need for an IBA and further consultation with Fortune. Both positive and negative comments were presented on the road. Specific concerns were raised about Hislop Lake.
6-May-09	Rick Schryer and Jim Mucklow of Fortune met with Mark Cliff-Phillips (WLWB), Zabey Nevitt (Executive Director of WLWB), Karen Clarke (Wek' weezhii Renewable Resources Board [WRRB]), Kerri Garner of Tłjchq Lands and Joe Murdock to discuss coordination of TK studies within Tłjchq Lands. Fortune suggested the formation of a TK study working group that could coordinate efforts to gather TK information for the NICO Project.	Working group formation is still pending response.
7-May-09	Scoping Session for DAR TOR in Gameti. Presentations given by Rick Schryer and Jim Mucklow of Fortune on project description and potential environmental issues. Approximately 60 people in attendance during course of the day. Questions and comments received by Chief Henry Gon, Grand Chief George Mackenzie, Edward Chocolate, and many others.	Issues discussed included concerns about mine closure with several references to the old Rayrock mine, water quality, wildlife, waste rock piles, use of chemicals (cyanide mentioned) in the processing of ore, employment, business opportunities, need for an IBA and further consultation with Fortune. Both positive and negative comments were presented on the road. Specific concerns raised about Hislop Lake. Request for Tłjchq people to participate in environmental monitoring.
8-May-09	Tłjchq roads working group meeting held at DOT office. In attendance were DOT staff (Michael Conway, Rhonda Batchelor, Dave Wasylein, Jim Stevens, and Larry Purcka), Fortune representatives (Rick Schryer and Jim Mucklow), Eddie Erasmus and Mark Fenwick (Tłjchq Lands). Michael Conway of DOT proposed a Memorandum of Understanding (MOU) between DOT and the TG to help define the process and relationship between the two parties for developing the road. Scheduling of baseline environmental and engineering studies was discussed in relation to land use plan being prepared by Tłjchq Lands.	Discussions are ongoing towards an MOU and issues surrounding the road.

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Date	Communication	Response/Action
14-May-09	Meeting hosted by Nick Mansell (now consultant for the TIC) to hear the results of the feasibility study for the Whatl Run-of-River hydroelectric project. The meeting was attended by Alex Nitsiza, James Wah-Shee, Sunny Zoe, NTPC staff (Myra Berrub and Leon Corneya), Avalon Resources (David Connelly), and Fortune (Rick Schryer). Run-of-river project is being preferred for a number of reasons including less environmental impact, lower construction costs and location. The project would produce rate of power which is close to NICO current needs. The project has not been confirmed at this time.	Discussions are ongoing between TIC and Fortune for possible sale of power to the NICO Project.
26-May-09	Letter received by Fortune from MVEIRB requested the location of the process plant for the NICO Project so that the scoping stage of the EA can be closed.	Letter sent to TG and MVEIRB in response to questions on process plant location on 17 June 2009.
1-Jun-09	Letter sent to MVEIRB from Arktis on behalf of TG concerning scoping of issues for NICO Project EA.	
17-Jun-09	Letter to Alan Ehrlich (MVEIRB) and copied to Joe Murdock stating that Fortune had decided to ship concentrates from the NICO mine for processing at the southern location	See 17 July 2009 entry
1-Jul-09	Letter sent from Kerri Garner (Tłıchq Lands Department) to Brent Murphy (Golder Associates Ltd.) outlining the conditions for heritage survey at the NICO Project including interviews with elders and the hiring of a youth for the field survey	Fortune interviewed Robert Mackenzie in Behchokq prior to the heritage survey and employed a Tłıchq citizen for the field program
9-Jul-09	Email from Robin Goad to John B. Zoe and Joe Murdock to provide a draft news release from Fortune updating the Tłıchq Road initiative and asking for comments. Joe responded that he would contact John B. Zoe.	
15-Jul-09	Robin Goad, Carl Clouter and Rick Schryer of Fortune met with John B. Zoe (Senior Advisor to the TG) in Behchokq. Subjects discussed included: role with the TG, the TK study agreement, the process plant letter from Fortune, access agreement and the IBA.	John B. Zoe agreed to keep Fortune informed in relation to his position with the TG
15-Jul-09	Robin Goad, Carl Clouter and Rick Schryer of Fortune met with Grand Chief George Mackenzie and Henry Zoe (Tłıchq citizen) in Behchokq. Subjects discussed included items from the priority list letter sent by Fortune, Access Agreement and the IBA. George said it was important that Fortune had moved the processing plant for NICO to southern Canada and it would not be on Tłıchq lands because of concerns over the use of chemicals and potential water quality impacts.	Agreed to follow-up on items in priority list
20-Jul-09	Email from Robin Goad to George Mackenzie and John B. Zoe thanking them for meeting the previous week and following up on discussions that Fortune Minerals proposed a news release updating the Tłıchq Road initiative and providing a draft for comment	
23-Jul-09	Letter sent to MVEIRB and Fortune from Arktis on behalf of TG requesting an opportunity to provide further clarity to Bullet 1(e)(i) of the already submitted TG Intervention.	
30-Jul-09	Email from Robin Goad to Joe Murdock, John B. Zoe and Grand Chief George Mackenzie providing a draft copy of the Fortune news release about the Tłıchq Road initiative and addressing language to make it consistent with the TG statements and asking for comments.	

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6-Aug-09	Fortune sent letter to Arktis and MVEIRB with proposed DOT road route maps in response to April 21st request.	No comments from TG received by Fortune. Road route maps on MVEIRB public registry.
2-Sep-09	Fortune sent letter updating the details on the southern process plant to Arktis, John B. Zoe, Grand Chief George Mackenzie and MVEIRB.	No comments received from TG
14-Sep-09	Telephone discussion between Robin Goad and Ted Blondin regarding recent election of Joe Rabesca and that Robin would like Ted to pass on his congratulations. Ted believes the new TG will have representatives from the old Lands Claim negotiations including James Wah shee, Eddie Erasmus John B. Zoe and himself in meaningful roles and the new government will be much more business-like and interested in the infrastructure initiatives we have proposed.	
15-Sep-09	Email to John B. Zoe asking him to pass on Robin's congratulations to Joe Rabesca for winning the election as Grand Chief and that we look forward to working with him again after his 4-year retirement from politics.	
24-Sep-09	Letters sent by Robin Goad to Grand Chief Joe Rabesca, Chief Clifford Daniels, Chief Eddie Chocolate, Chief Charlie Football and Chief Alphonse Nitsiza congratulating them on their election victories	
26-Oct-09	Robin Goad telephone call to TG to try to arrange meeting with Joe Rabesca. The Assembly is in Whati so asked for Joe to return call next week.	
2-Nov-09	Scoping Session for DAR TOR in Wekweèti (sign-in sheet on public registry). Presentations given by Rick Schryer and Jim Mucklow of Fortune on project description and potential environmental issues. Questions and comments received from Nick Lamouelle, Chief Charlie Football, and Joseph Dryneck.	Issues discussed included but were not limited to water quality, mine closure in relation to Rayrock and Colomac, employment of people from Wekweèti, IBA, closure of open pit, fish removal from lakes, spill contingency plans, and project design.
2-Nov-09	Rick Schryer and Jim Mucklow met with Kerry Garner and informed about extension of the Tłjchq moratorium on development	Two year extension granted to deadline for completion of land use plan (October 2011).
3-Nov-09	Scoping Session for DAR TOR in Wekweèti (sign-in sheet on public registry). Presentations given by Rick Schryer and Jim Mucklow of Fortune on project description and potential environmental issues. Questions and comments received from Kerri Garner (Tłjchq Lands Protection Department), Nick Lamouelle, Chief Charlie Football, Joseph Dryneck, Sam Simpson, and Bruce Football.	Issues discussed included but were not limited to IBA, safety of tailings dam, water quality, potential for wildlife contamination, closure, spill clean-up, seepage from the tailings dam, employment and training
4-Nov-09	A second updated priority list outlining the key elements of the project that needed to be negotiated with the TG was sent to Grand Chief Joe Rabesca. Key elements of the priority list included the Impact Benefit Agreement, Access Agreement, All-Weather Road, completion of the Traditional Knowledge Study, schedule for engagement on the closure and aquatic effects monitoring plans, opportunities for the development of local hydro-electric power at the Whati run-of-river project, and support in the permitting process.	Meeting with Fortune requested by Joe Rabesca



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Date	Communication	Response/Action
5-Nov-09	Rick Schryer and Jim Mucklow met with Ted Blondin, Tłjchq citizen, to discuss how Ted could help move the NICO Project discussions with the TG.	No further communication with Mr. Blondin.
5-Nov-09	Meeting at TIC office between Fortune and TG. Representing TG were Grand Chief Joe Rabesca, Chief Clifford Daniels (Behchokq), Chief Alphonz Nitsiza (Whati), Chief Charlie Football (Wekweèti), John B. Zoe and Joe Murdock. Fortune was represented by Robin Goad, Rick Schryer and Jim Mucklow. Robin Goad provided update of the NICO Project and the issues that must be addressed for the NICO Project to move forward. Chief Alphonz Nitsiza talked about the new government and the challenges they face and concerns about the road. In relation to the updated priority list, Grand Chief Joe Rabesca stated he needed more time to take this to the Assembly.	Joe Rabesca to discuss Fortune at the next Assembly meeting.
6-Nov-09	Letter from the TG to MVEIRB requesting extension of the EA schedule	No specific response from MVEIRB
10-Nov-09	Email from Robin Goad to John B. Zoe and Joe Murdock how a P3 might work to complete the Tłjchq Road after the first phase re-alignment of the winter road and construction of the bridged water crossings. The email also raise concern at the slow pace of advancing discussions with the TG and this is having an impact on our schedules and ability to raise development monies for the NICO project.	No response received
3-Dec-09	Letter from Grand Chief Joe Rabesca to Robin Goad advising Fortune that the Tłjchq Assembly had authorized a team to enter into negotiations of a MOU) with Fortune Minerals. The letter also stated that this potential MOU did not represent TG support or consent to the proposed NICO Project. John B. Zoe was named as the single point of contact and communication for the TG.	See entry for 15 December 2009
15-Dec-09	Letter sent by mail and email from Robin Goad to Joe Rabesca responding that Fortune is very pleased to be proceeding with discussions of an MOU with John B. Zoe and meeting with the TG January 25 or 26, 2010.	Rick Schryer and John B. Zoe started discussion on possible meeting dates.
8-Jan-10	Email from John B. Zoe to Robin Goad requesting who would be in attendance from Fortune at the January 25 meeting in Yellowknife	Response provided by Rick Schryer with information requested
18-Jan-10	E-mail from John B. Zoe identifying that a six member working group had been formed to negotiate MOU with Fortune. Also requested delay in proposed January 25-26 meeting date with Fortune so that an internal workshop could be held February 4-5.	Fortune agreed to delay meetings
1-Feb-10	Attempt by Rick Schryer to call John B. Zoe to set meetings dates with working group.	See entry for 8 February 2010
2-Feb-10	Discussions between Rick Schryer and Michael Conway (DOT) for an update on road discussions - DOT trying to have meeting with TG.	
8-Feb-10	E-mail from John B. Zoe stating that a six member working group had been named to negotiate MOU with Fortune, the "K'iagoti" working group. Also requested delay in proposed February 18-19 meeting date with Fortune as the working group needs more time to prepare.	Fortune agreed to delay meetings

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Date	Communication	Response/Action
9-Mar-10	Robin Goad, Julian Kemp (CFO), Rick Schryer, Tom Rinaldi, Pat Moloney (HR), Jim Mucklow and Mike Samuels had supper with John B. Zoe and Bertha Rabesca Zoe in Toronto. General issues concerning NICO Project were discussed. John B. Zoe indicated that we can work outside of the land use process and moratorium.	Agreed to meet with K'iagoti working group when they are ready
18-Mar-10	Draft MOU and issues list (taken from former priority list) sent to John B. Zoe for consideration by the K'iagoti working group	No response at this time
15-Apr-10	Email from Robin Goad to John B. Zoe, Dan Marion and Cliff Robertson (TIC) requesting moving forward with discussions on the Tłjchq Road and outlining the concerns raised in the NWT and Nunavut Chamber of Mines news release about declining exploration expenditures in the NWT. Stated that in order to get NICO developed in a timely manner, Fortune needs to have meaningful dialogue with the TG ASAP. Jim Excell (Fortune board member) and Robin would like to come and meet about the road and Whati run-of-river hydro projects.	
26-Apr-10	Telephone discussion between Robin Goad and Grand Chief Joe Rabesca about Fortune request to meet. Joe said the issue of the road is up to the people of Whati and Gamèti - he will discuss it with the Chiefs in Gamèti in the next couple of days. The previous TG agreement was not valid. Need to resolve matters of ownership of the road, some concerns over drugs and alcohol but they will get into the communities anyways. Discussed that there is general support for the road and mine, but Fortune has had difficulty engaging the TG in meaningful dialogue about the road, which is imperative for the NICO Project to proceed. There was discussion about where the NICO Project is in terms of development schedule and submission of the DAR. Robin raised the issue of the \$18 million that DOT has for the road, which Joe thought was already gone and that the next steps in the road were to conduct the engineering and environmental work. This work does not imply approval (it will take a minimum of 2 years to complete the first phase winter realignment if it starts now).	Follow-up from 15 April 2010 e-mail
27-Apr-10	Telephone conversation between Robin Goad and Michael Conway about Tłjchq Road - they have lost a year because of the TG demand to cease work on the road and some funding for the road may be lost. The Minister of DOT is trying to meet with the TG to get discussions back on track.	Follow-up from 26 April 2010 phone conversation
10-May-10 & 11-May-10	Telephone discussion and follow-up email from Robin Goad to Joe Rabesca requesting to meet to discuss the requisite Tłjchq support for the Tłjchq Road that we have been in discussions about for many years. Without expeditious attention to this by the Tłjchq and their support, we will be unable to meet our development and financing schedules. Joe Rabesca understands that there is support for the mine and road - leave it with him to get things moving.	
20-May-10	E-mail from Rick Schryer to John B. Zoe and Bertha Zoe requested an update on the possible first meeting date with the K'iagoti working group. Also invited the working group to visit the NICO site this summer.	No reply
28-May-10	E-mail from Art Pape on behalf of TG to Robin Goad providing a copy of the letter to MVEIRB from the TG requesting a ruling from MVEIRB to hold Fortune's EA application in abeyance because of concerns over the completeness of the application and access road.	See 10 June 2010 entry

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Date	Communication	Response/Action
28-May-10	Telephone call from Laura Duncan (TG Executive Director) to Robin Goad to determine if Robin would be available to take a call from Joe Rabesca regarding the letter that was sent to MVEIRB from Art Pape on behalf of the TG requesting a ruling to hold Fortune's EA application in abeyance.	See next entry
28-May-10	Telephone call from Laura Duncan to Robin Goad that Joe Rabesca had to leave for other meetings and would not be calling Robin today regarding the letter that was sent to MVEIRB from Art Pape on behalf of the TG requesting a ruling to hold Fortune's EA application in abeyance.	
31-May-10	Robin Goad made several unsuccessful attempts to call Joe Rabesca at the office and home regarding the letter that was sent to MVEIRB from Art Pape on behalf of the TG requesting a ruling to hold Fortune's EA application in abeyance.	
1-Jun-10	Robin Goad made several unsuccessful attempts to call Joe Rabesca at the office and home regarding the letter that was sent to MVEIRB from Art Pape on behalf of the TG requesting a ruling to hold Fortune's EA application in abeyance.	
2-Jun-10	Exchange of emails between Robin Goad and Laura Duncan whereby Fortune Minerals made a request to the TG that the letter sent May 28th, 2010 by Art Pape would not be posted until after the meeting between Fortune and the TG scheduled for June 3 <sup>rd</sup> . The TG agreed to the request.	
3-Jun-10	Meeting between Robin Goad, Tom Rinaldi, Carl Clouter and Rick Schryer and TG to discuss May 28th request for Ruling letter sent to MVEIRB. Tłjchq in attendance were Grand Chief Joe Rabesca, Chief Clifford Daniels, Chief Alphonz Nitsiza, Chief Charlie Football, Chief Eddie Chocolate, John B. Zoe, Bertha Rabesca Zoe, Ginger Gibson, Laura Duncan, Maurice Lafferty and another elder (Apples).	Discussion on reasons for request for ruling by the board. Formal request from Alphonz Nitsiza that Fortune withdraw its application for the mine from the WLWB.
3-Jun-10	Counter proposal by Rick Schryer that Fortune voluntarily delay submission of the DAR until December 2010 to allow for further discussions with the TG on the issues associated with submission of the DAR to MVEIRB.	Fortune representatives were asked to leave the meeting room to allow the Tłjchq representatives time to consider this proposal.
3-Jun-10	E-mail from Laura Duncan after break in meeting detailed above that Fortune would not be required to return to the meeting and that the TG was not prepared to withdraw their letter to MVEIRB and that Fortune should deal with MVEIRB in this matter.	See 10 June 2010 entry
3-Jun-10	Discussions between Robin Goad and Carl Clouter (Fortune) and Tłjchq Elder James Wah-shee in Yellowknife regarding Tłjchq road and proposed mine.	
9-Jun-10	Letter from Tom Rinaldi to MVEIRB and Art Pape (TG Counsel) making a correction to the location for the proposed Tłjchq Road.	See 10 June 2010 entry
10-Jun-10	Fortune submitted a letter to MVEIRB in response to the Request for Ruling by the TG. The letter stated that Fortune was willing to delay submission of the DAR until December 2010 so that negotiations with the TG could be held to resolve any issues. Fortune also stated that it felt that putting the EA process in abeyance would not benefit the TG land use planning process as it would address the potential impacts and mitigation strategies associated with Fortune use of the DOT road and the NICO access road.	

## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
10-Jun-10	Letter from Arthur Pape to MVEIRB addressing the correction to the location of the proposed Tłjchq road requested by Tom Rinaldi. Letter stated that their information may be out of date and that Fortune should communicate directly with MVEIRB to address any corrections concerning the map.	
11-Jun-10	Telephone call and follow-up email from Robin Goad to Jackson Lafferty, MLA for North Slave Region and Tłjchq citizen thanking him for providing advice on communicating with the TG. Robin provided him with a copy of the response letter from Fortune to the MVEIRB with respect to the TG Request for Ruling.	
15-Jun-10	Telephone call made by Robin Goad to Grand Chief Joe Rabesca and Laura Duncan (Tłjchq Executive Officer). Unable to make contact and therefore sent email to Laura Duncan requesting to set up a meeting between Grand Chief Joe Rabesca and Robin Goad concerning recent requests by the TG's concerns over access and the proposed road.	See 16 June 2010 entry
16-Jun-10	Robin Goad received an email from Laura Duncan responding to Robin Goad's meeting request. Grand Chief Joe Rabesca has already spoken to her about his concerns and that he would like to wait for the MVEIRB ruling before meeting with Fortune Minerals again.	
17-Jun-10	Robin Goad sent email to Laura Duncan requesting a meeting with Grand Chief Joe Rabesca because we do not know what the TG concerns are, and we have already agreed to a voluntary delay of submitting the DAR.	See 8 June 2010 entry
18-Jun-10	Robin Goad received email from Laura Duncan that Grand Chief Joe Rabesca will meet with Robin Goad after the Annual Gathering July 6-8 in Gamèti.	See 21 June 2010 entry
21-Jun-10	Email from Robin Goad to Laura Duncan that Robin is anxious to meet with Grand Chief Joe Rabesca ASAP after the Annual Gathering. Robin offered to hold a NICO site tour for Joe, the Chiefs and elders concurrently or separately from our proposed meeting. Robin requested guidance from the TG if they would like Fortune to attend the Annual Gathering in Gamèti July 6-8 to provide information about the NICO Project.	See 28 June 2010 entry
22-Jun-10	E-mail from Rick Schryer to John B. Zoe and Bertha Zoe requested an update on the possible first meeting date with the K'iagoti working group in light of the pending Request for Ruling. Offered to meet one on one so that the ground rules for any future meetings could be established. Rick also re-affirmed the working group was invited to visit the NICO site this summer.	See 25 June 2010 entry
24-Jun-10	Robin Goad received a telephone call from Laura Duncan to set up a meeting the week of July 12 with Grand Chief Joe Rabesca concerning recent TG concerns over access and the proposed road. She also stated that Fortune is welcome to attend the annual gathering July 6-8 in Gamèti. Mr. Goad made an offer to sponsor an event at the Annual gathering.	See 28 and 29 June 2010 entries
25-Jun-10	E-mail from John B. Zoe to Rick Schryer stating that Laura Duncan is now the main contact for communications between Fortune and the TG.	See 25 June 2010 entry

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Date	Communication	Response/Action
25-Jun-10	E-mail from Rick Schryer to Laura Duncan requesting clarification on the statement from John B. Zoe that she is now the main contact.	Laura Duncan said she would be providing a letter that clarifies the communication protocols for the future between Fortune and the TG. Letter has not been received.
28-Jun-10	Phone conversation between Rick Schryer and Laura Duncan where she asked if Robin would be attending the annual gathering in Gamèti since the chiefs were asking if he could be there.	Response from Rick Schryer that Robin would be there if the logistics (i.e. flights, hotel room) could be worked out on short notice
28-Jun-10	Phone conversation between Rick Schryer and Laura Duncan to confirm logistics of Fortune staff attending Annual gathering.	Room available from the TG for Robin Goad and Rick Schryer for July 5 and 6th in Gamèti. Meeting between Joe Rabesca and Robin scheduled for some time on July 6 <sup>th</sup> . Laura also stated that Fortune staff was invited to attend the Assembly meeting and other annual gathering events.
28-Jun-10	E-mail from Laura Duncan to Rick Schryer containing the agenda for the annual gathering.	Rick Schryer stated that Fortune staff would be attending the annual gathering and its events.
29-Jun-10	Phone conversation between Laura Duncan and Rick Schryer. Laura passed on request from John B. Zoe that Fortune fly-in food (KFC) with Carl Clouter's plane to the approximately 140 canoeists heading up to the Annual gathering. Laura also confirmed that Robin Goad could meet with Grand Chief Joe Rabesca sometime on July 6 <sup>th</sup> .	Fortune agreed to bring food to the canoeists on July 4 <sup>th</sup> .
02-Jul-10	Reconnaissance flight by Carl Clouter to find current location of canoeists and to ask them where they will be on July 4 <sup>th</sup> for food delivery.	Approximate location for July 4 <sup>th</sup> provided by canoeists.
04-Jul-10	Carl Clouter left Yellowknife with food to try and deliver it to the canoeists. He was unable to find them as they were not in the pre-arranged location so food was given to people in Gamèti.	KFC was appreciated in Gameti.
05-Jul-10	Robin Goad, Rick Schryer and Carl Clouter arrived in Gamèti. Carl Clouter was asked to make a food delivery to the canoeists as they were behind schedule and running low on supplies. Fortune representatives attended the hand games that evening.	Carl Clouter made two food deliveries via floatplane that evening to the canoeists.
06-Jul-10	Opening ceremonies for Annual Gathering in Gamèti postponed due to delay in the arrival of the canoeists. Fortune representatives took the opportunity to talk with several Tìjchq citizens in attendance for the gathering including Jackson Lafferty, Chief Eddie Chocolate, Chief Clifford Daniels, Chief Charlie Football, Chief Alphonz Nitsiza, James Rabesca, Charlie Jim Nitsiza, Pierre Beaverho, Noel Drybones, Fred Mantla, Joe Champlain, Edward Williah, Georgina Frankie, Jennifer Keith, Kerri Garner and others.	General discussions on the project, the road, economic benefits, employment and potential environmental impacts of the project were discussed.
07-Jul-10	Fortune representatives greeted Tìjchq canoeists lead by Grand Chief Joe Rabesca at 5:30 A.M. in Gamèti. Further discussions with several Tìjchq citizens as Tìjchq Assembly meeting was delayed. Attended a portion of the Tìjchq Assembly meeting in the evening.	

## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
08-Jul-10	Lengthy discussion between John B. Zoe and Robin Goad in Gamèti concerning the NICO Project and road. Informal endorsement for the NICO Project and road was conveyed to Robin with the understanding that formal consensus had yet to be achieved. John B. Zoe mentioned that the Tłìchq̓ would like to do a traditional knowledge study of their own and that Fortune would be receiving a proposal to help fund the study.	Traditional Knowledge study proposal has not been received yet.
08-Jul-10	Lengthy discussion between Grand Chief Joe Rabesca and Rick Schryer/Carl Clouter in Gamèti. Discussed highlights of the canoe trip, the mine and the access road. Fortune was told the NICO Project will go ahead but not before a broader consensus can be reached.	Workshop to be held in August in Whatì between the TG, Fortune and the GNWT DOT to work out details on achieving a consensus for the road.
08-Jul-10	Discussion between Grand Chief Joe Rabesca and Robin Goad in Gamèti concerning the NICO Project, economic opportunities, permitting timelines and the road. Informal endorsement for the NICO Project and road was communicated but with the understanding that the Tłìchq̓ need to reach consensus in their own way.	Workshop to be held in August in Whatì between the TG, Fortune and the GNWT DOT to work out details on achieving a consensus for the road.
09-Jul-10	Meeting with Lana Roeland, General Manager of TIC, to discuss TIC giving Fortune a presentation on the services that can be provided to the NICO Project	Presentation is now scheduled during the GeoScience Forum in November.
15-Jul-10	Letter from Arthur Pape to MVEIRB outlining the TG's reply to the three submissions filed in response to the TG's Request for Ruling.	See 19 July 2010 entry
19-Jul-10	Letter from Fortune submitted to the MVEIRB and TG including John B. Zoe and Laura Duncan detailing the plans for the NICO Project access road and Fortune's proposed use of the Tłìchq̓ road being proposed by DOT.	Letter placed on public registry by MVEIRB
19-Jul-10	E-mail from Rick Schryer to Laura Duncan requesting details on the desired content of the presentation to be given by Fortune at the August 12 <sup>th</sup> road workshop to be held in Whatì. Dr. Schryer also offered to bring maps, posters and brochures if requested.	Details worked out in phone discussion between Rick Schryer and Laura Duncan.
19-Jul-10	NICO site tour given to elders from Whatì by Jim Mucklow and Carl Clouter. Tour consisted of a presentation followed by a site tour and viewing of the NICO Project 3D models. Tłìchq̓ participants in the tour included: Pierre Beaverho, Alfred Beaverho, Louis Simpson, Charlie Zoe Nitsiza, Marie Frankie, Lucy Nitsiza, Ted Nitsiza, Mary Rose Moosenose, Charlie Jeremicka, Benny Jeremicka, Madeline Champlain, Henry Beaulieu, Francis Simpson, Leo Nisiza, Freddy Flunky and Louisa Beaverho. Issues discussed included employment of Tłìchq̓ citizens with criminal records, acknowledgement of elders in participation agreement, water quality, Tłìchq̓ involvement in the development and implementation of monitoring programs. Many participants expressed endorsement of the NICO Project and road.	Many elders referred to the workshop to be held August in Whatì between the TG, Fortune and the GNWT DOT as the time they would work towards a consensus for the road.
23-Jul-10	Phone conversation between Rick Schryer and Michael Conway of DOT concerning content of presentations to be given at August 12 <sup>th</sup> road workshop to be held in Whatì.	See 27 July 2010 e-mail from Laura Duncan
23-Jul-10	Letter from Pape, Salter and Teillet Barristers and Solicitors for the TG to MVEIRB in response to July 15 <sup>th</sup> Fortune letter on the road.	No response to this letter was sent by Fortune.

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Date	Communication	Response/Action
26-Jul-10	E-mail from Rick Schryer to John B. Zoe, Ginger Gibson and Laura Duncan requesting meeting to resolve issues related to the completion of the Traditional Knowledge study for the NICO Project. Again requested permission to use TK interview information gathered in February 2009 in DAR submission and explained TK study requirements outlined by MVEIRB. An update was requested on the status of the TK study proposal mentioned to Robin Goad by John B. Zoe on July 8 <sup>th</sup> . Offer was made to work jointly with the TG on TK information.	No reply has been received.
26-Jul-10	E-mail from Rick Schryer to Laura Duncan, John B. Zoe and Grand Chief Joe Rabesca concerning logistics of August 12 <sup>th</sup> road workshop to be held in Whati and requesting more information on presentation content on behalf of DOT.	See 27 July 2010 e-mail from Laura Duncan.
27-Jul-10	E-mail from Laura Duncan outlining requirements for August 12 <sup>th</sup> road workshop in Whati. Fortune and DOT will each have 20 minutes to present followed by a Q&A period. No maps or posters are required.	
28-Jul-10	E-mail received by Rick Schryer from Laura Duncan stating that "further to the letter dated 30 December 2008 which announced the retention of Arktis Solutions Incorporated, and appointed Mr. Joe Murdock as the liaison for all matters related to the NICO Project, this email is to inform you that we are no longer retaining the services of Arktis Solutions." Laura Duncan will now be the main point of contact for the TG and she will then direct the issue to whomever is most appropriate within the TG.	E-mail acknowledged by Rick Schryer
28-Jul-10	E-mail received by Rick Schryer from Laura Duncan requesting that Fortune and DOT only stay for the presentations and leave after lunch to allow the workshop participants to close the session on their own.	E-mail acknowledged by Rick Schryer
29-Jul-10	E-mail from Dolphus Nitsiza to Pat Moloney (Fortune Minerals Limited - Manager Human Resources) requesting a site visit to NICO.	E-mail acknowledged by Pat Moloney. Attempts were made to get Dolphus to the NICO site and Fortune plans on a site visit for Dolphus in the future.
11-Aug-10	E-mail from Ginger Gibson to Michael Conway of DOT and Rick Schryer stating that they would be presenting to the full Tłjchq Assembly and to citizens from Whati for the Whati road workshop. The e-mail also instructed the speakers that they would like them to present sequentially (DOT and then Fortune) for 20 minutes each, and then there will be questions open to the floor from everyone.	E-mail acknowledged by Rick Schryer
12-Aug-10	Attendance at Whati road workshop by Robin Goad, Rick Schryer, Tom Rinaldi and Carl Clouter of Fortune. DOT represented by Michael Conway and Rhonda Batchelor. TG represented by Joe Rabesca, Alphonz Nitsiza (chairperson for the workshop), Eddie Chocolate, Clifford Daniels and Charlie Football. Presentations given by Fortune and DOT on the Tłjchq road. Hard copies of presentations provided. Questions concerning various aspects of the all-land winter road, the timing of an all-season road and the proposed mine from Alphonse Apples, Jimmy Rabesca, Lena Garcon, Francis Simpson, Nick Lamouelle and Johnny Simpson. Closing remarks from Michael Conway, Robin Goad and Alphonz Nitsiza.	No further communication received from the TG on the results of the road workshop.

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Date	Communication	Response/Action
13-Aug-10	NICO site tour provided for board members (Violet Camsell-Blondin, George Mackenzie, Mike Nitsiza, Camilia Zoe-Chocolate) and staff (Bret Wheler) of the Wek' weezhii Land and Water Board (WLWB) and representatives from Fisheries and Oceans Canada (DFO) including Rick Walbourne and Sarah Olivier. Topics discussed with the WLWB included mine design and operation, water quality, conceptual closure plans and approaches to monitoring. A specific discussion was held with DFO concerning the location and design of the water intake in Lou Lake.	Fortune to submit plans for the design and operation of the water intake in Lou Lake to DFO for review and approval.
23-Aug-10	E-mail to Joe Rabesca, John B. Zoe, Eddie Eramus, Kerri Garner and Laura Duncan advising them of the NICO site tour for elders from Gamètì that will be held on August 27 <sup>th</sup> .	No reply received
24-Aug-10	E-mail to Laura Duncan requesting permission from the TG to post the Fortune presentation from Whatì road workshop on the MVEIRB public registry.	See 3 September 2010 entry
25-Aug-10	Phone message left with Laura Duncan. Purpose of call was to update her on the logistics for the August 27 <sup>th</sup> Gamètì elders tour of the NICO site	No reply received
25-Aug-10	Phone message left with Kerri Garner. Purpose of call was to update her on the logistics for the August 27 <sup>th</sup> Gamètì elders tour of the NICO site	No reply received
27-Aug-10	NICO site tour provided by Rick Schryer and Carl Clouter of Fortune for elders and citizens of Gamètì. Participants in the tour included: Jimmy Wogary, Pierre Mantla, Liza Mantla, Fred Mantla, Sam Mantla, Helen Mantla, Joe Black, George Tailbone, Benny Wetrade, Archie Wetrade Alphonse Apples, May Ann Apples, Charlie Gon, Frank Arrowmaker, Peter Zoe and chief Edward Chocolate. Presentation given followed by lunch and a tour of the site. All tour participants were shown the NICO Project 3D models, which generated discussions on historic land use in the Hislop Lake area. Topics discussed with the participants included mine design and operation, water quality, conceptual closure plans, monitoring plans, employment, the Tìjchq and mine access road and the participation agreement. A specific discussion was held with the participants concerning Fortune plans to construct wetlands (shown on 3D closure model) to treat water at closure. Participants were in favour of this plan as it would restore the wetlands that will be consumed by the mine development.	
27-Aug-10	Letter issued by MVEIRB with the Reasons for Decision on the Request for Ruling submitted by the TG on 28 May 2010 regarding environmental assessment, Fortune Minerals Limited, NICO Project. The concluding statement of the letter was "Thus on review of the MVRMA, the Review Board's Guidelines and the CEAA case law on scoping it appears to the Review Board that the anticipated access road and the all land winter road were properly scoped into the NICO development and that the Review Board did so in a proper exercise of its s. 117(1) discretion under the MVRMA. The Review Board therefore concludes that it had the jurisdiction to scope the roads into the NICO development pursuant to the MVRMA."	
01-Sep-10	E-mail to Joe Rabesca, John B. Zoe, Clifford Daniels, Charlie Football and Laura Duncan advising them of the outcome of the Whatì and Gamètì NICO site tour for elders. Offer was made to give a NICO site tour to elders from Wekweèti and Behchokq and also to the members of the K'iagoti working group or community government.	See next entry



## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
01-Sep-10	Call from Grace Angel from Wekweèti with respect to NICO site tour for Wekweèti elders. Community is interested and proposed dates are September 8 <sup>th</sup> or 9 <sup>th</sup> .	See next entry
01-Sep-10	E-mail to Joe Rabesca, John B. Zoe, Clifford Daniels, Charlie Football, and Laura Duncan advising them that Grace Angel in Wekweèti has responded to the invitation for a NICO site tour and reminding them that there may be some room for people from Behchokò.	See 3 September 2010 entry
03-Sep-10	Rick Schryer left phone message for Laura Duncan and Grace Angel to discuss NICO site tours.	See next entry
03-Sep-10	Phone call from Laura Duncan to Rick Schryer to discuss NICO site tour logistics. Laura also stated she would look into the August 24 <sup>th</sup> request to post the Whatì road presentation on the MVEIRB public registry	See next entry
03-Sep-10	E-mail from Laura Duncan advising Rick Schryer that in terms of community contacts for events such as site visits, or specific information for Chiefs, it is best to contact the community directors in each of the communities. E-mails should be copied to Henry Zoe, Senior Community Director and herself. Community contacts identified were: Janita Etsemba – Behchokò, Shirley Ann Beaverho - Whatì - Jennifer Wetrade – Gameti, and Adeline Football – Wekweèti.	Contact list and communication protocol circulated within Fortune.
07-Sep-10	E-mail from Grace Angel from Wekweèti with respect to NICO site tour for Wekweèti elders to Rick Schryer. She has 10 people interested in flying out to visit the site including the chief and the council. Once everything is confirmed, she will provide names. Grace requested that the tour be given September 9 <sup>th</sup> .	See next entry
07-Sep-10	E-mail from Rick Schryer to Grace Angel asking if the 10 people interested in the NICO site tour included the chief and the council.	See next entry
07-Sep-10	E-mail reply from Grace Angel to Rick Schryer confirming that the 10 people for the NICO site tour includes the chief and council members.	Tour was set-up to accommodate 10 people from Wekweèti.
07-Sep-10	E-mail from Rick Schryer to Laura Duncan that 10 people from Wekweèti are interested in going to the NICO site on September 9 <sup>th</sup> and that there is room on the plane for another 6 from Behchokò. Offer was made that if there was more than 6 people from Behchokò interested in a tour, Fortune would look at another day with a separate flight. The best day would be September 10 <sup>th</sup> .	
07-Sep-10	E-mail from Rick Schryer to Laura Duncan, Grace Angel and Janita Etsemba confirming the logistics of the September 9 <sup>th</sup> NICO site tour.	
08-Sep-10	E-mail from Rick Schryer to Laura Duncan, Grace Angel and Janita Etsemba confirming the logistics of the September 9 <sup>th</sup> NICO site tour for the 10 participants from Wekweèti and the 6 from Behchokò.	
08-Sep-10	Series of four e-mails from Grace Angel to Rick Schryer updating the list of the 10 people for the NICO site tour on September 9 <sup>th</sup> and confirming logistics.	E-mails acknowledged by phone call from Rick Schryer

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Date	Communication	Response/Action
09-Sep-10	Rick Schryer left Yellowknife with chief Charlie Football on route to Behchok̄. Picked up Joe Wanazah, William Mantla, Mary-Zoe Chocolate, Harry Mantla, Nick Football and Harry Apples and proceeded to Wekweèti. Site tour participants from Wekweèti included: Noella Kodzin, Jimmy Kodzin, Joseph Judas, Noel Quitte, Jonathan Simpson, Joseph Dryneck, Nick Lamouelle, Adeline Football and Isadore Wah-shee. NICO site tour provided by Rick Schryer and Carl Clouter. Presentation given followed by lunch and a tour of the site. All tour participants were shown the NICO Project 3D models. Topics discussed with the participants included mine design and operation, water quality, conceptual closure plans and employment.	
21-Sep-10	E-mail from Rick Schryer to John B. Zoe, Ginger Gibson and Laura Duncan repeating original request from July 26 <sup>th</sup> to initiate discussions on a traditional knowledge study.	See 3 December 2010 entry
23-Sep-10	Letter and originating notice from Arthur Pape via e-mail (attention to Robin Goad and Rick Schryer) to Fortune advising the company that "the TG had commenced a judicial review of the August 27 <sup>th</sup> decision of the MVEIRB, respecting the environmental assessment of the Fortune NICO Mine proposal. The Originating Notice, as well as the supporting Affidavit of Dr. John B. Zoe and Exhibits, were filed in the Registry of the Supreme Court of the Northwest Territories on September 22, 2010."	See 4 October 2010 entry
23-Sep-10	Robin Goad tried calling both John B. Zoe and Joe Rabesca on their cell phones, at the TG office and also at Joe Rabesca's home) after receiving the e-mail from Arthur Pape.	See next entry
04-Oct-10	Robin Goad tried calling both John B. Zoe and Joe Rabesca at the TG office. Left message from either of them to call back.	See next entry
04-Oct-10	John B. Zoe returned phone call from Robin Goad. Robin offered to meet with the TG anytime to discuss any issues they may have with the NICO Project or the road and suggested that negotiations (e.g. Access Agreement, Participation Agreement) were preferable to legal proceedings. Robin acknowledged that the Tłjchq Land Use Planning process was not complete yet but pointed out that there is no reason why the EA process cannot be run in parallel to the Tłjchq process. In response, John B. Zoe stated that there is a broader issue at stake when it comes to who makes decisions on Tłjchq Lands and implied that Fortune's proposed NICO Project is not the issue. The TG does not recognize the study that was completed by DOT as it was done with the communities and the chiefs.	John B. Zoe and Robin Goad agreed to speak again in a few days. John B. Zoe was going to try and speak to the chiefs about this issue.
06-Oct-10	Robin Goad called John B. Zoe to further their discussions about the judicial review and finding a means to move beyond this review to permit the NICO Project. Robin stated that the road can only be developed with DOT, the TG and Fortune working together. The exact route of the seasonal overland road being proposed by DOT is still open to change with input from the TG. He went on to say that these delays in permitting the NICO Project and road are seriously affecting the ability of Fortune to finance the NICO Project. John B. Zoe responded that the TG was planning on meeting with the DOT next week to discuss the road.	See next entry

## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
06-Oct-10	John B. Zoe called Robin Goad to continue their previous discussions. Robin asked what the TG's rationale was for the judicial review. John replied that it's not about the NICO Project or road but whether or not the GNWT and/or MVEIRB can make decisions about what happens on Tłjchq Land. He went on to say that they (i.e. the TG) want to make these decisions on their own. John B. Zoe went on to ask if Fortune would re-consider withdrawing its applications for the NICO Project as had originally been requested by Alphonz Nitsiza on June 3 <sup>rd</sup> , 2010. Robin replied that the NICO Project proper is located on federal land and not Tłjchq land so the EA process is valid. John B. Zoe acknowledged this. At the end of the conversation, John B. Zoe reiterated that the TG would be meeting with the DOT next week and that they could speak of the outcome at a future date.	See 14 October 2010 entry
14-Oct-10	Accidental meeting between Robin Goad and John B. Zoe in the Calgary airport. The two discussed the situation with Joe Rabesca and the judicial review over a 20 minute period. Robin asked if there was anything that Fortune could do to allay the concerns of the TG such as enter into an MOU with Fortune? John B. Zoe replied that he would think about it. He said Fortune is very much on the agenda of issues to deal with, but recent events had postponed dealing with the issue. Robin invited John B. Zoe to visit Fortune's London office however he was not able to alter his travel plans. Finally, Robin stated that Fortune would be submitting its DAR in the near future. John B. Zoe replied that Fortune should proceed as normal and submit the document.	No further discussions have taken place on these subjects.
11-Nov-10	E-mail from Rick Schryer to Kerri Garner and Eddie Erasmus advising them that the 2009 heritage resource impact assessment report would soon be ready for shipment to the Tłjchq Lands Department. Dr. Schryer asked if a hardcopy would be sufficient.	No reply received
15-Nov-10	Meeting between Tłjchq Investment Corporation (Lana Roeland, Alex Nitsiza, Cliff Robertson, Lloyd Woloshyn) and Fortune (Rick Schryer, Tom Rinaldi, Jim Mucklow, and Carl Clouter) to discuss range of services that can be provided by TIC for the NICO Project.	
16-Nov-10	Fortune presented its large scale 3D model of the NICO Project at the 2010 GeoScience Forum in Yellowknife. Several Tłjchq citizens, regulators and public came by the booth to view the model and discuss the project with Fortune staff. Mike Nitsiza requested a copy of the presentation given by Fortune at the GeoScience Forum	See next entry
22-Nov-10	Electronic copy of Fortune GeoScience Forum presentation sent to Mike Nitsiza by Rick Schryer.	
03-Dec-10	E-mail from Ginger Gibson to Rick Schryer (cc: Jim Mucklow, John B. Zoe, Alice Legat and Laura Duncan) requesting a conference call with Fortune on December 7 <sup>th</sup> to discuss the TK issue last presented in an e-mail from Rick Schryer on 21 September 2010.	See 7 December 2010 entry
03-Dec-10	E-mail from Rick Schryer to Ginger Gibson accepting conference call invitation to discuss TK issue.	See 7 December 2010 entry
06-Dec-10	E-mail from Marjorie Matheson-Maund (Implementation Facilitator- TG) with conference call numbers to be used for December 7 <sup>th</sup> call.	See 7 December 2010 entry

## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
07-Dec-10	Conference call with Ginger Gibson (lead), John B. Zoe, Alice Legat, Marjorie Matheson-Maund, and Mark Fenwick representing the TG, and Fortune represented by Rick Schryer, Jim Mucklow and Tom Rinaldi. Call was initiated by the Tl̄ich̄q̄ to propose that the TG conduct a TK study related to the NICO Project that would be funded by Fortune. The study would have two distinct phases: 1) Interviews with elders and gatherers from January to March 2011, and 2) a field program that would take place from April to the early fall. A detailed study proposal and costing will be submitted to Fortune for evaluation on 22 December 2010.	See 13 January 2011 entry
09-Dec-10	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe, Alice Legat, Marjorie Matheson-Maund, and Laura Duncan with draft TK study agreement attached. In April 2009, Fortune prepared a draft TK study agreement for consideration by John B. Zoe. Document was re-sent with instructions to use any portion of the wording to help develop the TK study proposal.	No reply received to this e-mail
22-Dec-10	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe, Alice Legat, Marjorie Matheson-Maund and Laura Duncan requesting update on TK study proposal. Dr. Schryer also asked for clarification about the formation of a new working group within the Tl̄ich̄q̄ that would deal with mining files such as Fortune. He requested that Fortune be provided with a summary of who is in this group, its mandate and how it supersedes the K'iagoti working group. Dr. Schryer pointed out that there are still a number of items that need to be negotiated for the NICO Project (e.g. access agreement, Participation Agreement) so Fortune was hoping to get some clarification on who the main contacts are and how any future discussions would take place.	See next entry
22-Dec-10	E-mail from Alice Legat to Rick Schryer updating status of TK study proposal.	See January 13 <sup>th</sup> entry
22-Dec-10	E-mail from Ginger Gibson to Rick Schryer explaining the role of the new Kwe Beh Working Group, which will: <ul style="list-style-type: none"> <li>• “Build strong relationships to workers in the mines, listening to the workers and providing support to them in their jobs;</li> <li>• Build the relationships to the companies and make sure that the agreements are being implemented;</li> <li>• Prepare for the issues that are emerging with the potential road to Whati by DOT;</li> <li>• Manage the TG involvement in the regulatory process of environmental assessment for any files;</li> <li>• Liaise with Lands on any files or overlaps;</li> <li>• Build the capacity of the TG to manage mining files;</li> <li>• Prepare agendas for meetings with mining companies and prepare Chiefs Executive Council for meetings with mining companies;</li> <li>• Work between meetings with mining companies to maintain pressure for agreement implementation;</li> <li>• Ensure smooth and seamless communication with the mining companies;</li> <li>• Prepare for negotiations with mining companies; and</li> <li>• Ensure there is strong relationship to the communities on these mining issues.”</li> </ul>	See next entry

## FORTUNE MINERALS LIMITED NICO DEVELOPER'S ASSESSMENT REPORT

Date	Communication	Response/Action
22-Dec-10	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe, Allice Legat, Marjorie Matheson-Maund and Laura Duncan asking how many members will there be in the group? Will there be representation from each community?	See next entry
22-Dec-10	E-mail from Ginger Gibson to Rick Schryer (cc John B. Zoe, Allice Legat, Marjorie Matheson-Maund, Jim Mucklow and Laura Duncan) stating that the members of the working group are: Sonny Zoe (chairperson), Chief Clifford Daniels, Chief Alfonz Nitsiza, Ginger Gibson, Madeline Chocolate, Kerri Garner, John B. Zoe. She also mentioned that membership may change.	
13-Jan-11	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe and Allice Legat asking about the status of the TK study proposal	See next entry
13-Jan-11	E-mail from Ginger Gibson to Rick Schryer (cc John B. Zoe, Allice Legat, and Laura Duncan) stating that the material is in internal review and that they would be in contact with Fortune next week.	See next entry
01-Feb-11	E-mail from Rick Schryer to Ginger Gibson requesting update on TK study proposal.	See next entry
01-Feb-11	E-mail from Ginger Gibson to Rick Schryer stating that the draft agreement was being considered internally by the Community Government in Whati and would be sent to Fortune soon	
01-Feb-11	Letter to TG from Jim Mucklow providing details on Fortune's upcoming winter program at the NICO site.	See 24 Feb 2010 entry
14-Feb-11	E-mail from Ginger Gibson to Rick Schryer containing the letter for the TK study research agreement between the TG and Fortune Minerals. The letter was reviewed by the Whati Community Government and the Chiefs Executive Council prior to it's issuance to Fortune.	Fortune began its review of the TK study research agreement
15-Feb-11	E-mail from Rick Schryer to Ginger Gibson requesting details on TK study work plan that was to accompany the TK study research agreement.	See next entry
17-Feb-11	E-mail from Ginger Gibson to Rick Schryer providing the TK study work plan, which included details on the budget, initial fieldwork, plans for elders meetings on the land, and interviews.	
22-Feb-11	<p>E-mail from Laura Duncan to Fortune announcing formation of the Kwe Beh working group. The e-mail detailed the following:</p> <p>The TG has established a Working Group, the Kwe Beh Working Group to manage relationships to mining companies in Mowhi Gogha De Niit'ee. This group includes staff members, two Chiefs, a Tlįchų Assembly representative, and it reports directly to the Chiefs Executive Council. The Kwe Beh Working Group role is to:</p> <ul style="list-style-type: none"> <li>• Build relationships to the companies and implement the agreements;</li> <li>• Ensure smooth communication with the mining and exploration companies;</li> <li>• Manage the TG involvement in the regulatory process of environmental assessment for any files;</li> <li>• Build the capacity of the TG to manage mining files;</li> <li>• Prepare agendas for meetings with mining companies and prepare CEC for meetings with mining companies;</li> </ul>	See next entry

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Date	Communication	Response/Action
	<ul style="list-style-type: none"> <li>• Prepare for negotiations with mining companies;</li> <li>• Build strong relationships to workers in the mines, listening to the workers and providing support to them in their jobs; and</li> <li>• Ensure there is strong relationship to the communities on mining issues.</li> </ul> <p>Please inform your organization of this working group, and address inquiries and questions on the Kwe Beh Working Group to the single point of contact: Laura Duncan at <a href="mailto:lauraduncan@tlicho.com">lauraduncan@tlicho.com</a></p>	
23-Feb-11	E-mail from Rick Schryer to Laura Duncan asking when Fortune could meet with this new working group.	See next entry
24-Feb-11	E-mail from Laura Duncan to Jim Mucklow and Rick Schryer acknowledging Fortune's letter of 1 February 2011 regarding the winter drill program for this year. A key concern of the TG is the work will be done in a way that minimizes impact on the environment. The message also stated that the Kwe Beh Working Group will get in contact with Fortune about a meeting on the Fortune Minerals project.	See next entry
24-Feb-11	E-mail from Ginger Gibson to Rick Schryer (cc's to members of the Kew Beh working group, Jim Mucklow and Tom Rinaldi) requesting a meeting between Fortune and the Kwe Beh working group on March 16 <sup>th</sup> in Yellowknife.	See next entry
25-Feb-11	E-mail from Rick Schryer to Ginger Gibson accepting meeting invitation. Rick Schryer and Tom Rinaldi will be representing Fortune. Message also stated that Fortune will be responding to the draft co-operative relationship agreement, TK study agreement and TK study work plan documents next week to allow the working group time to consider our responses prior to the meeting.	See next entry
25-Feb-11	E-mail from Ginger Gibson in her role as Technical Coordinator of the Kwe Beh Working Group to Rick Schryer stating that the meeting was being held to discuss the proposed TK study program. Ginger Gibson also provided a list of the members of the Kwe Beh working group which includes: John B. Zoe, Henry Zoe, Ted Blondin, Mark Fenwick (Acting Lands Director), Chief Alphonz Nitsiza and Chief Clifford Daniels, Madelaine Chocolate, Sonny Zoe and Ginger Gibson.	See next entry
07-Mar-11	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe; Laura Duncan; Henry Zoe and Marjorie Matheson Maund with review of TK study agreement. Fortune proposed to split the co-operative relationship agreement and the TK study agreement into 2 distinct documents and provided draft copies of each for consideration.	See next entry
08-Mar-11	E-mail from Laura Duncan to Rick Schryer (cc'd to Ginger Gibson, John B. Zoe; Henry Zoe, and Marjorie Matheson Maund). The TG's preference is that any changes to the document be presented in "track changes" and that any fundamental changes to a document such as the splitting proposed by Fortune requires advanced notice.	See next entry
09-Mar-11	E-mail from Rick Schryer to Laura Duncan (cc'd to Ginger Gibson, John B. Zoe, Henry Zoe, and Marjorie Matheson Maund) with revised review of TK study agreement in track changes and without the proposed split in the document.	See next entry

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Date	Communication	Response/Action
09-Mar-11	E-mail from Ginger Gibson to Rick Schryer (cc'd to Laura Duncan, John B. Zoe, Henry Zoe, and Marjorie Matheson Maund) thanking Fortune for the revised submission.	
11-Mar-11	E-mail from Ginger Gibson to Rick Schryer (cc'd to Laura Duncan, John B. Zoe, Henry Zoe, and Marjorie Matheson Maund) advising Fortune that the Kwe Beh working group was too busy to meet with Fortune on March 16 <sup>th</sup> and would advise Fortune as to when a meeting would be possible.	See next entry
11-Mar-11	E-mail from Rick Schryer to Ginger Gibson asking her thoughts on the timing of the scheduled meeting.	See next entry
11-Mar-11	E-mail from Ginger Gibson to Rick Schryer proposing that next Wednesday is likely the day the working group will decide on a new meeting date with Fortune.	See next entry
14-Mar-11	E-mail from Ginger Gibson to Rick Schryer requested a copy of the Fortune TK study completed for the DAR when it is available. .	See next entry
14-Mar-11	E-mail from Rick Schryer to Ginger Gibson responding to request for Fortune TK study. At the time, the TK section of the DAR was still being edited. Dr. Schryer stated that Fortune would be providing the TG with the study once it was ready. Fortune had previously made the commitment to provide the TK study to the Tłjchq.	
14-Mar-11	Rick Schryer and Fortune legal counsel attended first day of court for the case between the TG and MVEIRB. Legal brief presented by the lawyer representing TG.	See next entry
15-Mar-11	Rick Schryer and Fortune legal counsel attended second day of court for the case between the TG and MVEIRB. Legal brief presented by lawyers representing Fortune and MVEIRB with responses by Tłjchq lawyer.	See next entry
15-Mar-11	E-mail from Ginger Gibson to Rick Schryer at 5:17 P.M. requested a meeting with the Kwe Beh working group that evening.	See next entry
15-Mar-11	Phone call from Rick Schryer to Ginger Gibson accepting the request for Fortune to meet with the Kwe Beh working group that evening.	See next entry
15-Mar-11	Evening meeting between Rick Schryer and the Kwe Beh working group represented by Ginger Gibson, John B. Zoe; Henry Zoe, Ted Blondin, Chief Alphonz Nitsiza, Marjorie Matheson Maund, and Sonny Zoe. Ginger Gibson re-interated that the working group did not want to split the co-operative relationship agreement and the TK study agreements as Fortune had suggested. John B. Zoe explained that the co-operative relationship agreement only applied to the TK study but could lead to discussion on other topics in the future. He also stated that the Tłjchq TK study report would only cover the excluded mine leases. Dr. Schryer requested that the study include the NICO Project access road. Alphonz Nitsiza stated that this was not possible in light of the current law suit against MVEIRB. It was decided that Ginger Gibson and Rick Schryer would meet the next day to continue negotiations on the details of the agreement.	See next entry

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Date	Communication	Response/Action
16-Mar-11	Breakfast meeting between Ginger Gibson, Marjorie Matheson Maund and Rick Schryer to discuss TK study agreement. It was agreed that Ginger Gibson would modify the document and re-send to Fortune. Two items that Rick Schryer requested the Tłı̄ch̄q consider were a joint press release announcing the signing of the TK study agreement and a letter to MVEIRB concerning the TK study.	See next entry
29-Mar-11	E-mail from Ginger Gibson to Rick Schryer, Laura Duncan, John B. Zoe; Henry Zoe and Marjorie Matheson Maund with revisions to Tłı̄ch̄q TK study agreement. The changes made were approved by the Chief Executive Council the previous week. The e-mail also announced to Fortune that "For greater certainty, the study area will not include possible road corridors across Tłı̄ch̄q Lands."	See next entry
29-Mar-11	E-mail from Ginger Gibson to Rick Schryer, Laura Duncan, John B. Zoe; Henry Zoe and Marjorie Matheson Maund notifying Fortune that the Chiefs Executive Council had approved a joint press release for the Tłı̄ch̄q TK study once the agreement was signed.	See next entry
31-Mar-11	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe, Laura Duncan, Henry Zoe, and Marjorie Matheson Maund with Fortune's suggested edits to the Tłı̄ch̄q TK study agreement.	See next entry
31-Mar-11	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe; Laura Duncan; Henry Zoe and Marjorie Matheson Maund thanking the Tłı̄ch̄q for approving the press release once the agreement is signed.	See next entry
31-Mar-11	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe, Laura Duncan, Henry Zoe, and Marjorie Matheson Maund with Fortune's suggested edits to Annex A (Tłı̄ch̄q TK study work plan).	See next entry
31-Mar-11	E-mail from Ginger Gibson to Rick Schryer, Tom Rinaldi, Laura Duncan, John B. Zoe.; Henry Zoe, and Marjorie Matheson Maund requesting conference call to discuss Fortune's suggested edits to Tłı̄ch̄q TK study agreement.	See next entry
01-Apr-11	E-mail from Rick Schryer to Ginger Gibson, John B. Zoe, Laura Duncan, Henry Zoe, and Marjorie Matheson Maund suggesting 9:00 A.M., April 1 <sup>st</sup> for the conference call.	Conference call invitation accepted by Ginger Gibson
01-Apr-11	Rick Schryer and Tom Rinaldi participated in a conference call with Ginger Gibson and Marjorie Matheson Maund to discuss the suggested edits by Fortune to the Tłı̄ch̄q TK study agreement. All items of the Tłı̄ch̄q TK study agreement including budget and schedule were agreed upon except the scope of the study which was restricted to the excluded mine leases for the NICO Project. Conference call was suspended at the request of Fortune to discuss the scope of the study.	See next entry
01-Apr-11	Once the conference call was re-initiated, Rick Schryer and Tom Rinaldi stated that they needed to discuss the Tłı̄ch̄q proposal with Fortune's president, Robin Goad. Rick Schryer promised a reply as soon as possible.	See next entry



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Date	Communication	Response/Action
06-Apr-11	Letter from Tom Rinaldi to Laura Duncan explaining Fortune's position on the proposed Tłıchq TK study proposal that would only report on the excluded land claims. Fortune stated that the proposed study falls short of Fortune's requirements because it will not satisfy the needs of the EA process for the NICO Project. This study needs to be inclusive of the entire potential NICO Project, whether currently proposed or has the potential to be proposed in the future in the area surrounding the leases. Fortune understands that the area surrounding the leases is on Tłıchq fee simple lands and that agreement(s) will need to be in place prior to any development. The letter also stated that Fortune would fund the study in full and sign the co-operative relationship agreement if the scope of the study were to include a radius around the excluded mine leases that would cover the NICO Project as proposed.	See next entry
08-Apr-11	Letter from Grand Chief Eddie Erasmus to Tom Rinaldi responding to Fortune letter of April 6. The TG expressed its regrets that Fortune insisted on a study area for the Tłıchq TK study that was larger than they were prepared to agree to. The letter stated that there is a serious dispute about the validity of the terms of reference for the EA and that the terms of reference should not be the basis for the scope of the TK study. Chief Eddie Erasmus went on to say that the TG has considered this decision through the Kwe Beh working group and the Chiefs Executive Council and suggested that further discussions on the Tłıchq TK study should resume after the court announces its decision.	Fortune is prepared to wait until the court renders its ruling and would welcome the opportunity to further discussion on this study.

ARI = Aurora Research Institute; DAR = Developer's Assessment Report; DFO = Department of Fisheries and Oceans; DOT = Department of Transportation; EA = environmental assessment; GNWT = Government of the Northwest Territories; INAC = Indian and Northern Affairs Canada; LUP = land use permit; MOU = memorandum of understanding; MVEIRB = MacKenzie Valley Environmental Impact Review Board; MVRMA = Mackenzie Valley Resource Management Act; NWT = Northwest Territories; TG = Tłıchq Government; TIC = Tłıchq Investment Corporation; TK = traditional knowledge; TOR = terms of reference; WL = water license; WLWB = Wek'èezhii Land and Water Board; WRRB = Wek'èezhii Renewable Resources Board