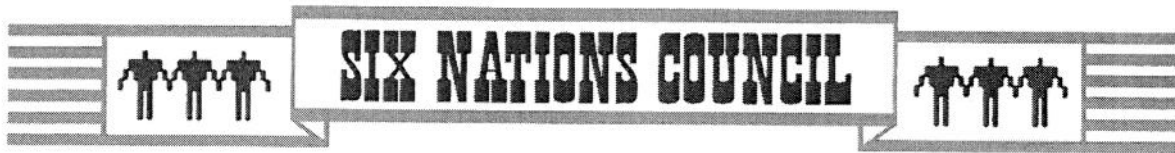


SCHEDULE "A"



July 28, 2011

Stantec Consulting Ltd.
Suite 1 – 70 Southdale Drive
Guelph ON N1G 4P5

Attention: Mr. Peter Prier, Senior Principal

Dear Sirs;

Re: Grand Renewable Energy Park – Leave to Construct Application

We are in receipt of your letter of July 12, 2011, although I must say that its contents contradict the minutes of previous meetings that your firm attended with senior staff at Six Nations. Our letter to Kara Hearne of Stantec Consulting Ltd. ("Stantec") dated October 12, 2010 was clear on what we understood to be the state of the consultation process.

Between March 8th and August 31, 2010, representatives from Six Nations met with Samsung on four occasions. Stantec attended three of these meetings, primarily as a non-participating advisor to Samsung. At the July 5th meeting it was observed that Stantec was taking notes, which prompted Chief Montour to ask that copies of minutes taken be provided to Six Nations, indicating clearly that all meetings to date did not constitute the commencement of consultation discussions. At prior and subsequent meetings we insisted the same. Despite assurances that we would be copied, no minutes were ever provided to us, prompting Chief Montour's letter of October 12, 2010 (copy enclosed).

It is worth noting that at the August 31, 2010 meeting at First Canadian's offices in Toronto, representatives attending from Samsung and Stantec were asked if they had seen a copy of Six Nations' document "*Six Nations of the Grand River Land Use Consultation & Accommodation Policy*". The unanimous response was that no-one had previously seen the document, prompting distribution of copies to Samsung's Gy Yoo, Hagen Lee, and Marnie Dawson, and to Kara Hearne of your office. Since the August 31st meeting was the last held with senior representatives of Six Nations, we find surprising the assertion that Stantec's GREP "*project team has been guided by the Six Nations of the Grand River Land Use Consultation and Accommodation Policy*" despite being previously unaware of its existence.

It is Six Nations' position now and has at all times been that the consultation process has not yet commenced. All meetings, regardless of your apparent unwillingness to share minutes with us, have been to discuss in general terms an outline of the GREP project and the framework for consultation. With respect to the former, the only meaningful information

provided to Six Nations during the term of the one-year MOU that expired January 22, 2011 was a PPT presentation made to the public a few days after the July 5th meeting in Ohsweken.

While your July 12th letter does not specifically assert that you have been in consultation discussions with Six Nations, if you are intending to imply that Samsung and Pattern have already engaged in consultation with Six Nations, such a conclusion would be incorrect and a misuse of the term *consultation*, let alone *accommodation*.

Had Stantec or Samsung read the document "*Six Nations of the Grand River Land Use Consultation & Accommodation Policy*" during the past nineteen months, you would have seen that there are a number of guiding principles embodied in the policy that are based on the United Nations Declaration on the Rights of Indigenous Peoples, to which Canada is a signatory. Some of these key provisions include but are not limited to:

- commencing consultation at the onset of a project, prior to decisions being made;
- full disclosure including detailed reports on the project and the property;
- proactive, holistic, and strategic decision-making in support of joint planning;
- decisions to be made by consensus, wherever possible;
- financial resources to support Six Nations for consultation and accommodation;
- accommodation for Six Nations' reasonable concerns prior to commencement;
- jointly accepted dispute resolution process;

In light of the few requirements set out above that are but a sub-set of our policy, it is at best difficult to see how Stantec's efforts were "*guided by the Six Nations of the Grand River Land Use Consultation and Accommodation Policy*". Instead, we are left to conclude that you are mistaken, and to voice our strong objection to the conclusions set out in your letter of July 12th and the interpretation that it is an attempt to re-write history.

In conclusion, upon closer inspection I believe you will find support for our objection to your recent letter, which was copied to the Ontario Energy Board. The fair and appropriate thing to do would be for you to retract your letter and notify the OEB to that effect.

In the meantime, we welcome and encourage you to initiate consultation discussions in accordance with the terms set out in the policy statement titled "*Six Nations of the Grand River Land Use Consultation and Accommodation Policy*". We also ask again that minutes of all previous meetings with Six Nations be provided for our review. Thank you in advance for your co-operation.

Yours truly,



Lonny C. Bomberry
Director, Lands & Resources

cc. Kirsten Walli, Ontario Energy Board
Marnie Dawson, Samsung
Hagen Lee, Samsung
GY Yoo, Samsung
Kara Hearne, Stantec

Administration
519-445-2201
(f) 519-445-4208

October 12, 2010

Economic Development
(519) 753-1950
(f) 758-0768

Stantec Consulting Ltd.
Suite 1 – 70 Southgate Drive
Guelph, ON N1G 4P5

Attention: Kara Hearne, Environmental Planner

Health Services
445-2418
(f) 445-0368

**Re: Samsung/ Grand Renewable Energy Park (your file
161010646/161010624)**

Housing
445-2235
(f) 445-2778

Dear Ms. Hearne:

Human Resources
445-2223
(f) 445-2266

Thank you for your letter dated October 5, 2010 regarding the Samsung Renewable Energy Park. Six Nations Elected Council staff members are currently reviewing the contents of your letter and will respond shortly.

Lands/Membership
445-4613
(f) 445-2778

In the meantime, I am seeking clarification on an important matter that relates to Stantec Consulting Ltd. (Stantec) apparent reporting role on the discussions occurring between Samsung C&T Corp (Samsung) and Six Nations of the Grand River.

Lands & Resources
519-753-0665
(f) 519-753-3449

At the opening of the July 5, 2010 meeting held at Six Nations I clearly declared that all discussions that have occurred, and were about to occur, did not constitute consultation in any way. I went on to further state that any discussions were merely information gathering sessions to allow for meaningful and informed consultation in the future.

Parks & Recreation
445-4311
(f) 445-4401

Stantec was present at the July 5th meeting and appeared to functioning in a reporting capacity. Therefore, I would like written confirmation from Stantec that my declaration was accurately captured in the record. Accordingly, I am requesting copies of all meeting minutes prepared by Stantec and further advise that should the minutes in question fail to accurately record my declaration, then Six Nations of the Grand River will hold Stantec to account.

Public Works
445-4242
(f) 445-4763

Social Services
445-0232
(f) 445-1783

Further it is Six Nations position that the communications, records and correspondence that are part of these discussions are not records of "consultations" and shall not be part of any communication by either Party to any third party as evidence of "consultation" without consent.

Welfare
445-2084
(f) 445-0133

Administration

519-445-2201

(f) 519-445-4208

October 12, 2010

Page 2 of 2

Economic Development

(519) 753-1950

(f) 758-0768

If you have any questions, please contact Matt Jamieson, Director of Economic Development at (519) 753 1950.

Health Services

445-2418

(f) 445-0368

I trust you understand my position on this important matter.

Housing

445-2235

(f) 445-2778

Sincerely,



Human Resources

445-2223

(f) 445-2266

Chief William K. Montour

Six Nations of the Grand River

Lands/Membership

445-4613

(f) 445-2778

cc: Hagen Lee, Samsung
GY Yoo, Samsung
Matt Jamieson, Six Nations
Lonny Bomberry, Six Nations
Joanne Thomas, Six Nations
Paul Robinson, First Canadian PIL

Lands & Resources

519-753-0665

(f) 519-753-3449

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