

Dear Ms. McGrann:

Since giving my testimony to the Inquiry, I have thought a lot about the call I received from Mr. Hull.

In doing this, I had occasion to read the transcript of Mr. Nolan's testimony of which I was unaware. It does not assist my precise recollection of the call I received from Mr. Hull but I now appreciate that it was at Mr. Nolan's request that I be contacted. I can only repeat that I cannot take issue with the fact of Mr. Hull's point form notes. I want to emphasize that at no time was I intending to give any information to Mr. Hull or anyone else which was confidential. I recall our conversation was brief and general in nature. Mr. Hull may have had information from others or his own understanding and expectations but I don't know. In passing, I would suggest that the point form notes do not appear to reveal anything generally not understood or expected.

I feel it is important to emphasize that Mr. Hull and generally Gowlings were always circumspect and cautious in ensuring that this transaction was never raised at meetings of the firm's Energy Group or in other firm meetings. Moreover, I believe that everyone appreciated that I would never inappropriately share information that was confidential nor would Mr. Hull seek it.

I am heartened but not surprised in this by Mr. Nolan's testimony wherein his request to Mr. Hull was to focus only on information that I was at liberty to share.

I am sorry that I cannot be more assistance but I do not have any concise memory of our telephone conversation which took place a number of years ago. I hope all concerned would understand that I would refuse to divulge information that I should not and would have chastised anyone, including Mr. Hull, if I thought their approach was improper.

I have always tried to conduct my professional and private life in an honest and ethical manner. It is in this spirit that I am providing further input to you.

I wish you all the best as you continue your work in the weeks ahead.

Yours sincerely,

David McFadden