

Fwd: National Steel Litigation and OPG Offering Memorandum

From: "Imbrogno, Serge (ENERGY)" </o=govon/ou=ontario public sector - iserv
ems/cn=recipients/cn=imbrogno">
To: "Schlaepfer, Martin (ENERGY)" <martin.schlaepfer@ontario.ca>
Date: Fri, 19 Jan 2018 11:41:37 -0500

Sent from my iPad

Begin forwarded message:

From: "Murray, Maud (ENERGY/MEDG/MRIS/MOI)" <Maud.Murray3@ontario.ca>
Date: January 19, 2018 at 11:17:34 AM EST
To: "Imbrogno, Serge (ENERGY)" <Serge.Imbrogno@ontario.ca>
Subject: National Steel Litigation and OPG Offering Memorandum

Hi Deputy,

Following our OFHP discussion at the OFHP meeting on Monday (on whether OPG is aware of the National Steel litigation and has disclosed it in the Offering Memorandum), Alena contacted Les Wong the Senior counsel at OPG, who has been the lead counsel on the OFHP file, to inquire and share the court filed Notice of Application with Les that afternoon.

Below is a summary of her discussion with Les on Tuesday January 16th after he and his external counsel at Torys had reviewed and discussed the court filed Notice of Application.

Happy to discuss if you have any questions.

Maud

From: Thouin, Alena (ENERGY)
Sent: January-17-18 12:31 PM
To: Murray, Maud (ENERGY/MEDG/MRIS/MOI)
Subject: Call with OPG

Hi Maud

Yesterday I had a call with Les Wong, Senior Counsel at OPG Legal. Les advised that OPG reviewed the National Steel Car case together with their external counsel to see whether the existing OM was sufficient in disclosing the risk of constitutional litigation. After review and analysis, OPG advised, they are comfortable that the existing language in the OM provides enough disclosure to investors.

Let me know if you have any further questions.

Alena

Alena Thouin

Deputy Director, Legal Services Branch
Ministries of Energy / Infrastructure / Economic Development & Growth /

Research, Innovation & Science / Accessibility
56 Wellesley St. W. 18th Floor, Toronto, ON M7A 2E7
Tel: 416-325-1834 Email: alena.thouin@ontario.ca

This communication may be Solicitor/Client privileged and contain confidential information intended only for the individual or entity named in the message. If the reader of this message is not the intended recipient, or the agent responsible to deliver it to the intended recipient, you are hereby notified that any review, dissemination, distribution or copying of this communication is prohibited. If this communication was received in error, please notify us by reply e-mail and delete the original message. Thank you.