

FW: Meetings with the AG

From: "Orsini, Steve (CAB)" <steve.orsini@ontario.ca>
To: "Matela, Angelo (CAB)" <angelo.matela@ontario.ca>, "Kwamena, Boafoa (CAB)" <boafoa.kwamena@ontario.ca>
Date: Mon, 18 Sep 2017 22:05:41 -0400

From: Bromm, William (CAB)
Sent: Monday, September 18, 2017 10:05:41 PM (UTC-05:00) Eastern Time (US & Canada)
To: Angus, Helen (TBS); Orsini, Steve (CAB)
Subject: Re: Meetings with the AG

The AG does have the legal power to examine any person on oath, which is basically a power to summons someone. In that case, the person could not insist that they be accompanied by a colleague.

While the AG is not exercising that authority here, my view is there is no point in moving her to that phase.

In addition, Cindy should not put herself in a position where she is accused of obstructing the Auditor either formally under the Act or in a report to the Assembly (note my view is if anything is reported to the Assembly, it will not result in a contempt finding, just be embarrassing).

Cindy does have the option of showing up with a colleague (not you since you've been told no). She can simply see what happens when they get there. If the AG says the person can't come in, on balance, I think that Cindy should proceed alone and not be baited into a difficult exchange.

She should then control the meeting through her own approach to the questions.

If the meeting becomes uncivil, she would have two options, which could be staged:

1. Continue regardless of the tone of the questions, but in as calm a manner as she can,
2. If she feels the situation has become intolerable, she should simply say she is there to answer the Auditor's questions but that she will not continue if the tone of the meeting does not change. If it continues, she should then leave and immediately document in writing what has occurred.

My hope would be that she not get close to having to depart before the end of the meeting.

W

Sent from my BlackBerry 10 smartphone on the Rogers network.

Original Message
From: Angus, Helen (TBS)
Sent: Monday, September 18, 2017 7:16 PM
To: Bromm, William (CAB); Orsini, Steve (CAB)
Subject: Meetings with the AG

Hi Steve and William,

Just got off the phone with the AG. The AG and several of her staff are meeting with Cindy tomorrow on the Fair Hydro Plan. I called to offer to join the meeting (or have Karen join) to keep things calm but was rebuffed. Cindy is concerned and would prefer to have a colleague attend with her. Given the discussion I just had, I do not expect the meeting to go well.

I'm looking for advice - whether to ask Cindy to attend alone which she will probably do but won't like. I am not keen on cancelling outright given the AG's view on our disclosure and cooperation with her office. Perhaps some guidance on when Cindy could decide to conclude the meeting on her own terms.

With thanks,
Helen

Sent from my iPad