

RE: MOE/ASC - Letter for Review and Sign-off

From: "Berry, James (ENERGY)" <james.berry5@ontario.ca>
To: "Archer, Amy (MAG)" <amy.archer@ontario.ca>, "MacKenzie, Rebecca (OPO)" <rebecca.mackenzie@ontario.ca>
Date: Wed, 17 Jan 2018 14:44:54 -0500
Attachments: Letter to Ad Standards - For review and sign off.docx (2.89 MB)

Thanks Amy. Energy MO is fine with this version. Let me know if it needs ministry clearance.

James Berry
Director of Communications
Ministry of Energy | Office of the Hon. Glenn Thibeault
O: 416.327.3551 | C: 437.992.3824

From: Archer, Amy (MAG)
Sent: January-17-18 2:17 PM
To: Berry, James (ENERGY); MacKenzie, Rebecca (OPO)
Subject: FW: MOE/ASC - Letter for Review and Sign-off
Importance: High

Please find attached the proposed final wording for the ASC submission. I apologize for the tight turn around but they are looking for instructions asap. Please let me know if you have any concerns.

Amy Archer
Senior Policy Advisor
Office of Hon. Yasir Naqvi, Attorney General
(416) 326-2266

From: McKenzie, Ashley (MAG) <Ashley.McKenzie2@ontario.ca>
Date: Wednesday, Jan 17, 2018, 2:06 PM
To: Archer, Amy (MAG) <Amy.Archer@ontario.ca>
Subject: FW: MOE/ASC - Letter for Review and Sign-off

Ashley McKenzie

Counsel to the Deputy Attorney General
Tel.: 416-326-2055

From: McKenzie, Ashley (MAG)
Sent: January 17, 2018 12:42 PM
To: Archer, Amy (MAG)
Subject: FW: MOE/ASC - Letter for Review and Sign-off

Hi Amy, this is the final ASC submission for approval. I have reviewed and it appears to be in good shape. I will also share this with CO. However, in light of the timing, I wanted to get this to you ASAP. Again, we're due to file by end of business today, so Blakes has asked for final comments / approval by 4:30pm today .

Ashley McKenzie

Counsel to the Deputy Attorney General
Tel.: 416-326-2055

From: Phan, Cathy (MAG)
Sent: January 17, 2018 12:40 PM
To: McKenzie, Ashley (MAG)
Subject: FW: MOE/ASC - Letter for Review and Sign-off

Hi – attached is the approved ASC response.

In order to address Joshua's concern about deleting the arguments re: the validity of the 25% reduction claim, we are proposing that a sentence be added –something like "In the event that the ASC disagrees with our view that the Premier's tweet is excluded from the Code, we reiterate our earlier submissions with respect to the 25% reduction claim, which were accepted by the ASC. We have attached our letter dated xx and the ASC's response dated xx for your convenience". Jane has confirmed that Joshua is fine with the addition.

From: KRANE, JOSHUA <JOSHUA.KRANE@blakes.com>

Date: Tuesday, Jan 16, 2018, 11:00 PM

To: Thouin, Alena (ENERGY) <Alena.Thouin@ontario.ca>

Subject: Re: MOE/ASC - Letter for Review and Sign-off

Privileged and Confidential

Alena,

Attached is a revised version of the letter to Ad Standards for review and sign-off along with a blackline showing the changes following the comments from the various offices.

Please note:

1. I have removed the second argument regarding the validity of the 25% claim. Please be advised, however, that there is a risk that Ad Standards could treat the tweet as a separate complaint/matter. If, upon reading this letter, Ad Standards still decides to refer the matter to a Standards Council, we cannot be certain that our prior submission on the accuracy of the claim and, more importantly, Ad Standards' acknowledgement of its agreement with our position in its Nov. 13 memo, will be given to the Standards Council members for their review and consideration.

2. I have included the disclaimer language requested. While I am open to suggestions, I am not sure we can make more (or wish to make more) of the GAA in this letter.

3. This is a friendly reminder that the submission is due by close of business tomorrow. As such, I would be grateful for any final comments and sign-off by 4:30 p.m. so that I can prep the letter for transmission to Ad Standards.

I am available throughout the day tomorrow for a call and to make any last minute revisions.

Best regards,

Josh

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