



McCarthy Tétrault LLP
PO Box 48, Suite 5300
Toronto-Dominion Bank Tower
Toronto ON M5K 1E6
Canada
Tel: 416-362-1812
Fax: 416-868-0673

Patrick Gajos
Counsel to EPCOR
Direct Line: (416) 601-8224
Email: pgajos@mccarthy.ca

Assistant: Accardo, Nicolina
Direct Line: (416) 601-8200 x542176
Email: naccardo@mccarthy.ca

August 30, 2019

Via Email (kmcgrann@collingwoodinquiry.ca)

The Honourable Justice Frank N. Marrocco
Inquiry Commissioner
Collingwood Judicial Inquiry
97 Hurontario Street, Box 275
Collingwood, ON, L9Y 3Z5

Dear Justice Marrocco:

Re: Closing Statement of EPCOR Electricity Distribution Ontario Inc., formerly Collus PowerStream (“EPCOR”)

Please accept this letter as EPCOR’s closing statement for Phase I of the Collingwood Judicial Inquiry.

The Council of the Town of Collingwood requested that the Superior Court of Justice conduct an Inquiry in relation to the share purchase agreement of March 6, 2012, that resulted in the creation of Collus PowerStream Corp., a company jointly owned by the Town of Collingwood and PowerStream Inc.

By virtue of a subsequent share purchase agreement on October 1, 2018, between EPCOR and the Town of Collingwood, EPCOR acquired 100% of the shares in Collus PowerStream Corp. and was granted participant status in Phase I of the Inquiry.

At all times, EPCOR has fully cooperated with Inquiry Counsel’s investigation into the matters of this Inquiry.

During the hearing phase of the Inquiry, two EPCOR employees responded to summonses to give evidence to the Commission. Ms. Cindy Shuttleworth and Ms. Pam Hogg both provided affidavit evidence and oral testimony. Following their testimony, Mr. John Brown testified and made certain inflammatory statements regarding various Collus PowerStream (now EPCOR) employees (particularly regarding Ms. Shuttleworth), that had no bearing on the terms of reference and respectfully did nothing to assist with the Commission’s mandate.

Ms. Shuttleworth vehemently disagrees with Mr. Brown’s statements, despite those statements being entirely irrelevant to any matter at issue. In any event, no findings of fact should be made on the unsupported testimony of Mr. Brown as it relates to Ms. Shuttleworth or any other EPCOR employee, particularly in circumstances where they were not afforded the opportunity to reply.

Since taking over Collus PowerStream, EPCOR has been very impressed with the quality of the people working there and will continue to support them during this public process.

EPCOR thanks the Commission for the opportunity to provide this closing statement.

Per: EPCOR

A handwritten signature in black ink, appearing to read 'P. Gajos', with a long horizontal stroke extending to the right.

Patrick Gajos

PG/ac

ec: Kate McGrann
Julie K. Parla