

Global Affairs Canada
Department of Justice



Affaires mondiales Canada
Ministère de la Justice

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November 12, 2019

VIA EMAIL

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Sir Daniel Bethlehem
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Dear Members of the Tribunal:

Re: *Tennant Energy LLC v. Government of Canada*

Pursuant to paragraph 17 of the Confidentiality Order (“CO”), please find attached Annex A, containing Canada’s responses to the Claimant’s objections to Canada’s Confidentiality Designations, made on October 9, 2019.

In the Claimant’s letter of October 29, it raised objections to Canada’s designations that were not set out in the Annex provided by the Claimant. Specifically, the Claimant’s letter stated “Canada has redacted a large amount of information (at pages 5-7) referring to the existence of [REDACTED], as well as to references to [REDACTED]...”. Nevertheless, Canada maintains that the designated information does in fact meet the definition of Confidential Information, as set out in paragraph 1(b) of the CO.

For the reasons set out in the attached Annex, Canada requests that the Tribunal reject the Claimant’s objections, and uphold all of the designations asserted by Canada in its Response to the Claimant’s Request for Interim Measures dated September 23, 2019, and exhibits R-021 and R-022.

Yours very truly,



Lori Di Pierdomenico
Senior Counsel
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cc: Barry Appleton, TenantClaimant@appletonlaw.com (Appleton & Associates)
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