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Sent: 20/01/2020 20:23:52
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CC: Cavinder.Bull@drewnapier.com; DBishop@kslaw.com; dbethlehem@20essexst.com; Diana Pyrikova
BCC:
Subject: RE: PCA Case No. 2018-54: Tennant Energy, LLC (U.S.A.) v. Government of Canada

Dear Ms. Tham,

In response to your e-mail below, and apologies for raising this after the deadline of January 17, 2020, we would ask that the PCA refrain from posting the current versions of the public hearing videos at this time, until the Parties have had the opportunity to review the transcripts for confidentiality. In that review, we will determine if there are portions of the full video that can be added to the public version (i.e. were discussed in confidential session inadvertently), or if there were confidential topics discussed in public session that will need to be removed from the public version that is posted.

We note that pursuant to paragraph 23 of the Confidentiality Order, any designations to hearing transcripts shall be exchanged within 30 calendar days from the date of the hearing – so in this case February 15, 2020. Canada proposes that once these designations to the transcripts are either agreed upon between the Parties or ordered by the Tribunal, the corresponding public version of the video can be edited (if necessary) and published thereafter.

Please let us know if you have any concerns.

Regards,

Ms. Darian Bakelaar
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