

**CAPE Executive Committee
Minutes of July 23, 2008
CAPE National Office
Boardroom
5:45 p.m.**

Present: L. Perrin (Chair), J -R. Benoit, C. Card, G. Dussault, M. Holyk (teleconference), J. Horvath, M. Korol, M. Mascaro, R. McVicar A. Picotte, S. Spak, C. Therrien, C. Danik, J. Ouellette, D. Martin.

Apologies: S. Spano, M. Zinck.

Excluded: J. Aggrey, C. Lakaski, A. Sipos.

The meeting was convened to follow up on the complaints by A. Sipos and C. Lakaski against J. Aggrey and to follow up on the ESU Investigation.

Complaints of A. Sipos and C. Lakaski

C. Danik presented various legal correspondences on this matter. The NEC reviewed various questions prepared by C. Danik in order to get advice from legal counsel.

NEC members were asked if they had any further questions that they needed legal advice on and if they did to submit their questions to L. Perrin no later than noon on July 24, 2008.

C. Danik advised the NEC that legal counsel would be available to meet with the NEC on July 30, 2008 in order to provide advice and answer any questions from the NEC on this matter.

Motion: It was moved by A. Picotte, seconded by C. Therrien, that Sean McGee of Nelligan O'Brien Payne, be retained as legal counsel regarding matters relating to Heenan Blaikie's letter of July 15 and that a Special NEC meeting be held on July 30, excluding J. Aggrey, A. Sipos and C. Lakaski, to provide an opportunity for the NEC to discuss the matter of Heenan Blaikie's letter of July 15, 2008 and relevant documentation and to determine NEC's response to Heenan Blaikie's letter. Furthermore, that the Vice-Presidents be authorized to act on behalf of NEC in this matter.

J. Horvath requested a recorded vote.

M. Holyk – In favour, S. Spak – In favour, J. Horvath – In favour,
A. Picotte – In favour, M. Korol – In favour, M. Mascaro – In favour,
J-R. Benoit – In favour, G. Dussault – In favour, C. Card – In favour,

R. McVicar – In favour, C. Therrien – In favour, L. Perrin – In favour.

In favour = 12, Opposed = 0, Abstention = 0. **Motion carried unanimously.**

ESU Investigation

C. Danik provided a summary and advised the NEC that he had prepared some options for the NEC's consideration and advised the NEC that they should seek legal counsel advice on these options and any other options that the NEC may wish to have addressed.

The NEC was asked that if they had any questions that they wished to have legal counsel advice on to submit them to L. Perrin no later than noon on July 24, 2008 or they could also ask them at the meeting scheduled for July 30, 2008 as legal counsel would be present at this meeting.

Motion: It was moved by A. Picotte, seconded by C. Card, that Nelligan O'Brien Payne be retained as legal counsel for any matters involving CAPE management.

In favour = 11, Opposed = 1, Abstention = 0. **Motion carried.**

Adjournment

Motion: It was moved by R. McVicar, seconded by C. Card, that the meeting be adjourned at 8:25 p.m. **Motion carried unanimously.**