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MNR v. Nichols Gravel Ltd. et al
Gary Zacher - by Court

questions.

THE COURT: Any reply?

MR. ADAMSON: I have none, Your Worship.

5 THE COURT: Officer Zacher, on this spreadsheet just so that I understand it, you said there is a column that shows the tonnage of all material, but some did not originate from that location, correct?

10 A. That is correct. It would be things like sand and gravel, and sand and gravel when they were described would have come from, potentially came from another location and in some of the documents, it would refer to the movement between, so in other words, if sand and gravel was coming from his, his Pit One, some of the documents on
15 * the Excel spreadsheet showed that it went from Pit One to the quarry location at Pit Five. And so, it's on the Excel spreadsheet. So those things are items that were not included in the limestone total because they're an item that came in so it was an exported material that came in, although it still is in, it's identified on the Excel spreadsheet, it is not included in the totals.

20 THE COURT: Anything arising from that?

MR. KAPPOS: None, Your Worship.

GARY NICHOLS: Your Worship ...

25 THE COURT: Just on that issue, just on that question, anything?

30 * GARY NICHOLS: Oh, not particularly. The only other thing that I was going to mention, I haven't had an opportunity to go through these figures. I

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don't know, they have spent an awful lot of time on these tonnages and to verify how correct they are.

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? * THE COURT: Well again, that's, I am sure that was part of the disclosure, and you have had a considerable amount of time to go over those figures from then until now.

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? * GARY NICHOLS: I don't know whether I have seen these.

MR. KAPPOS: The spreadsheet totals, I guess, is what ...

GARY NICHOLS: Yeah.

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MR. KAPPOS: ... my friend is referring to and again, those have been part of the disclosure, that document obviously.

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? * THE COURT: For months now. There was a general agreement a long time ago that all disclosure had been received, ever since Mr. Osier was counsel. Okay, your next witness?

MR. KAPPOS: Amelia Kuisma.

AMELIA KUISMA: SWORN

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EXAMINATION IN-CHIEF BY MR. KAPPOS:

Q. Ms. Kuisma, what is your position of employment?

A. I am currently the district strategic officer for the Aylmer District Ministry of Natural Resources.

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Q. What are your responsibilities in that role?

A. Essentially, I am the executive assistant to the district manager. I am responsible for briefing materials,