



**Information and Privacy  
Commissioner/Ontario**  
**Commissaire à l'information  
et à la protection de la vie privée/Ontario**

# **FINAL ORDER MO-1373-F**

**Appeal MA-990085-1**

**City of Hamilton**



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## **NATURE OF THE APPEAL:**

This is my final order in Appeal MA-990085-1, which disposes of all issues not dealt with in Interim Order MO-1337-I.

This appeal involves a request by the appellant for access to 3,461 paper records, 88 photographs and two videotapes relating to fire prevention activities undertaken by City of Hamilton (the City) at a specified address (the property). In Interim Order MO-1337-I, I found that a number of records qualified for exemption under sections 7, 8 or 12 of the *Municipal Freedom of Information and Protection of Privacy Act* (the *Act*), and that others did not qualify for any exemptions claimed by the City. I ordered the City to disclose a large number of records to the appellant.

At the time I issued Interim Order MO-1337-I, the City had not made an access decision regarding Record 2634. I ordered the City to do so. The City issued a decision to the appellant in compliance with the order, disclosing the record upon payment of the required photocopy fee. I also ordered the City to provide me with copies of 11 records that had not been sent to this Office. The City has complied with this provision.

In its original decision letter, the City claimed section 14(1) (invasion of privacy) and/or section 10(1) (third party information) for certain identified records. Because the City did not intend to disclose these records, none of the individuals or organizations whose interests could be affected by disclosure were notified. During the course of my inquiry, I identified certain other records which could possibly contain personal or third party information. In Interim Order MO-1337-I, I deferred consideration of these records, pending notification of the individuals (the affected persons) and organizations (the affected parties). I sent a Supplementary Notice of Inquiry to each of the 11 affected persons and 13 affected parties, as well as the City and the appellant, providing them with an opportunity to provide written representations on the section 14(1) and/or section 10(1) exemption claims.

Neither the City nor the appellant chose to provide representations, although the City's representations in response to the original Notice of Inquiry addressed both of these exemption claims, and I will take these original representations into account in this final order. None of the affected persons and only two affected parties submitted representations. One affected party objected to the disclosure of any information and another affected party consented to the disclosure of information pertaining to that organization.

Interim Order MO-1337-I attached an Appendix A, which lists all of the records at issue in the appeal, together with the exemption claims and decisions regarding each record. I have attached an amended appendix to this final order (Appendix B), which updates the listing to include records which were not dealt with until this final order.

## **DISCUSSION:**

### **PRELIMINARY ISSUES**

Provision 4 of Interim Order MO-1337-I required the City to provide me with a copy of Records 456, 457-458, 490-495, 665-666, 746-749, 798, 1358-1359, 1452, 2460-2462, 2664-2666 and 3103-3104. The City complied with this provision, and I will deal with these records first.

### **Litigation Privilege**

The City claimed that a number of these records are exempt under the litigation privilege component of section 12. In Interim Order MO-1337-I, I discussed the change in the law in this area and reviewed the dominant purpose test for litigation privilege as set out in *General Accident Assurance Co. v. Chrusz* (1999), 45 O.R. (3d) 321 (Ont. C.A.). I also reviewed the City's submissions in significant detail and applied the dominant purpose test to the facts in the appeal. I do not intend to repeat that discussion here as the City did not make new representations on this issue.

Record 456 is a duplicate of Record 443. In Interim Order MO-1337-I, I found that Record 443 did not qualify for exemption under the litigation privilege component of section 12, and I now make the same finding for Record 456 for the same reasons.

Records 3103-3104 consists of Business Names Reports for two organizations. These reports clearly do not meet the requirements for litigation privilege, and do not qualify for exemption under section 12.

Records 457-458 is a facsimile cover sheet from Fire Department personnel to a City lawyer. Records 665-666 and 798 consists of a facsimile and a letter between an affected person and Fire Department or City personnel. Records 1358-1359 is a note to file prepared by Fire Department personnel regarding the removal of a trailer from the property. Record 1452 is a handwritten note to file by Fire Department personnel. Records 2664-2666 consists of a facsimile from a security company to a named individual at the property. All of these records concern proceedings involving the property which have been concluded. For this reason, I find that they do not satisfy the "dominant purpose" test. Also, none of these records are appropriately characterized as "non-privileged documents that find their way into the lawyer's brief for litigation".

Accordingly, I find that Records 456, 457-458, 665-666, 798, 1358-1359, 1452, 2664-2666 and 3103-3104 do not qualify for exemption under the litigation privilege component of section 12 of the *Act*.

### **Solicitor-Client Communication Privilege**

The City claimed solicitor-client communication privilege as one basis for exempting Records 490-495 and 746-749. These records consist of an e-mail message and a facsimile, both with various documents attached, sent and received by a City lawyer and Fire Department personnel. I am satisfied that there is a solicitor-client relationship between these individuals, and that the subject matter of the records relates directly to the seeking or the giving of confidential legal advice regarding issues surrounding the property. Therefore, Records 490-495 and 746-749 qualify for exemption under the solicitor-client communication privilege component of section 12 of the *Act*.

### **Section 8(2)(a)**

Records 2460-2462 is a letter sent by Fire Department personnel to the Fire Marshal's Office

regarding activity at the property. They are similar in nature to other records dealt with in Interim Order MO-1337-I, which I characterized as “status reports” concerning Fire Department activities pursuant to the *Fire Prevention and Protection Act, 1997*. Like those records, I find that Records 2460-2462 constitute a “report” for the purposes of section 8(2)(a) of the *Act* which was prepared by a body which has the function of enforcing and regulating compliance with a law, and therefore qualify for exemption under section 8(2)(a).

Record 1452 is a note to file created by Fire Department personnel and details day-to-day occurrences taking place at the property. I find that this record contains statements of fact or observations, and is not accurately considered to be a formal statement or account of the collation or consideration of inspection activities of the Fire Department. For this reason, this record is not a “report” and does not qualify for exemption under section 8(2)(a) of the *Act*.

By way of summary, Records 490-495 and 746-749 qualify for exemption under section 12 of the *Act*, and Records 2460-2462 under section 8(2)(a) of the *Act*.

The following other records do not qualify for exemption and should be disclosed to the appellant.

Records 456, 457-458, 665-666, 798, 1358-1359, 1452, 2664-2666 and 3103-3104

## **PERSONAL INFORMATION**

The section 14(1) personal privacy exemption applies only to information which qualifies as “personal information”. Section 2(1) of the *Act* defines “personal information”, in part, to mean recorded information about an identifiable individual, including any identifying number assigned to the individual [paragraph (c)] and the individual's name where it appears with other personal information relating to the individual or where the disclosure of the name would reveal other personal information about the individual [paragraph (h)].

In Interim Order MO-1337-I, I divided the records that might contain personal information into two groups: (1) records relating to the owner/director/officers of the property; and (2) records pertaining to other individuals, including Fire Department personnel and representatives of various organizations. It is unnecessary for me to retain this distinction for the purposes of this final order.

### **Personal information vs. professional information**

Previous decisions of this Office have drawn a distinction between an individual's personal, and professional or official government capacity, and found that, in most circumstances, information associated with a person in his or her professional or official government capacity will not be considered to be “about the individual” within the meaning of section 2(1) definition of “personal information” (Orders P-257, P-427, P-1412 and P-1621).

The orders dealing with non-government employees, professional or corporate officers treat the issue of “personal information” in much the same way as those dealing with government employees. The

seminal order in this respect is Order 80. In that case, former Commissioner Sidney B. Linden rejected the institution's submission and found:

All pieces of correspondence concern corporate, as opposed to personal, matters (i.e. funding procedures for COMA [Council On Mind Abuse]), as evidenced by the following: the letters from COMA to the institution are on official corporate letterhead and are signed by an individual in his capacity as corporate representative of COMA; and the letter of response from the institution is sent to an individual in his corporate capacity. In my view, the names of these officers should properly be categorized as "corporate information" rather than "information" under the circumstances.

In Reconsideration Order R-980015, Adjudicator Donald Hale reviewed the history of this Office's approach to this issue and the underlying rationale. He also extensively examined the approaches taken by other jurisdictions and considered the effect of the decision of the Supreme Court of Canada in *Dagg v. Canada (Minister of Finance)* (1997), 148 D.L.R. (4th) 385. In applying the principles which he described in that order, Adjudicator Hale came to the following conclusions:

I find that the information associated with the names of the affected persons which is contained in the records at issue relates to them only in their capacities as officials with the organizations which employ them. Their involvement in the issues addressed in the correspondence with the Ministry is not personal to them but, rather, relates to their employment or association with the organizations whose interests they are representing. This information is not personal in nature but may be more appropriately described as being related to the employment or professional responsibilities of each of the individuals who are identified therein. Essentially, the information is not about these individuals and, therefore, does not qualify as their "personal information" within the meaning of the opening words of the definition.

In order for an organization, public or private, to give voice to its views on a subject of interest to it, individuals must be given responsibility for speaking on its behalf. I find that the views which these individuals express take place in the context of their employment responsibilities and are not, accordingly, their personal opinions within the definition of personal information contained in section 2(1)(e) of the *Act*. Nor is the information "about" the individual, for the reasons described above. In my view, the individuals expressing the position of an organization, in the context of a public or private organization, act simply as a conduit between the intended recipient of the communication and the organization which they represent. The voice is that of the organization, expressed through its spokesperson, rather than that of the individual delivering the message.

In the present situation, I find that the records do not contain the personal opinions of the affected persons. Rather, as evidenced by the contents of the records themselves, each of these individuals is giving voice to the views of the organization which

he/she represents. In my view, it cannot be said that the affected persons are communicating their personal opinions on the subjects addressed in the records. Accordingly, I find that this information cannot properly be characterized as falling within the ambit of the term “personal opinions or views” within the meaning of section 2(1)(e).

I agree with the above analysis and I find that it is applicable in the circumstances of this appeal. The records relating to the owner, directors or officers of the property pertain exclusively to their responsibilities and liabilities as owners, directors and officers. Similarly, the records pertaining to other individuals, including Fire Department personnel or representatives from other organizations, relate only to their roles as representatives of these various organizations.

Adopting the reasoning from past orders on this issue, I find that none of the records at issue in this appeal contain personal information, as defined in section 2(1) of the *Act*. Because the section 14(1) exemption can only apply to records containing personal information, it has no application in the circumstances of this appeal.

Accordingly, the following records, which are not subject to other exemption claims, should be disclosed to the appellant.

Records 163, 170, 209, 231, 234, 237-238, 284, 285, 290, 303, 320, 326, 339-340, 345, 359, 371, 390-391, 469, 470-471, 513-514, 522, 526, 543-544, 545, 577, 580, 591-592, 593, 605-607, 609, 611-612, 617, 620, 629, 694-695, 752-753, 754-758, 775-776, 809-811, 812, 832-833, 842-844, 1219, 1232, 1241, 1250, 1324-1325, 1344-1345, 1445-1446, 1633, 1692-1698, 1726-1727, 1737-1740, 1741-1744, 1752-1753, 1788, 1793-1795, 1796-1797, 1825, 1826, 1827-1828, 1833-1834, 2152, 2167, 2392, 2429-2433, 2444-2445, 2532-2534, 2587-2589, 2645, 2674, 2676-2677, 2681-2683, 2684-2688, 2723-2726, 2747-2750, 2782, 2805, 2877, 2907, 2913-2915, 3018-3020, 3021-3027, 3028-3030, 3222-3224, 3259-3262, 3264-3270, 3271-3274, 3353, 3422, 3426, 3431, 3436-3439, 3440-3446 and 3448.

### **THIRD PARTY INFORMATION**

The City claimed that a number of the records were exempt under subsections 10(1)(a), (b), and (c) of the *Act*. I identified other similar records, and reserved my finding on these two groups of records until the affected parties were notified and given an opportunity to provide representations.

For a record to qualify for exemption under sections 10(1)(a), (b) or (c), the City and/or the affected parties must satisfy each part of the following three-part test:

1. the record must reveal information that is a trade secret or scientific, technical, commercial, financial or labour relations information; **and**

2. the information must have been supplied to the City in confidence, either implicitly or explicitly; **and**
3. the prospect of disclosure of the record must give rise to a reasonable expectation that one of the harms specified in (a), (b) or (c) of subsection 10(1) will occur.

(Orders 36, P-363, M-29 and M-37)

The Court of Appeal for Ontario, in upholding my Order P-373 stated:

With respect to Part 1 of the test for exemption, the Commissioner adopted a meaning of the terms which is consistent with his previous orders, previous court decisions and dictionary meaning. His interpretation cannot be said to be unreasonable. With respect to Part 2, the records themselves do not reveal any information supplied by the employers on the various forms provided to the WCB. The records had been generated by the WCB based on data supplied by the employers. The Commissioner acted reasonably and in accordance with the language of the statute in determining that disclosure of the records would not reveal information supplied in confidence to the WCB by the employers. Lastly, as to Part 3, the use of the words “**detailed and convincing**” do not modify the interpretation of the exemption or change the standard of proof. These words simply describe the quality and cogency of the evidence required to satisfy the onus of establishing reasonable expectation of harm. Similar expressions have been used by the Supreme Court of Canada to describe the quality of evidence required to satisfy the burden of proof in civil cases. If the evidence lacks detail and is unconvincing, it fails to satisfy the onus and the information would have to be disclosed. It was the Commissioner’s function to weigh the material. Again it cannot be said that the Commissioner acted unreasonably. Nor was it unreasonable for him to conclude that the submissions amounted, at most, to speculation of possible harm. [emphasis added]

*(Ontario (Workers' Compensation Board) v. Ontario (Assistant Information and Privacy Commissioner)* (1998), 41 O.R. (3d) 464 at 476 (C.A.), reversing (1995), 23 O.R. (3d) 31 (Div. Ct.))

The City submits:

Records 2964 to 3004 are comprised of a report prepared by a third party, in which the present and future use of the subject premises is evaluated. There is reference to the high cost of the study, due to the sensitive nature of the work and the media focus on the subject property.

Records 305 to 308, to which access was denied under section 10(1)(a) of the *Act*, clearly state a "Confidentiality Caution" indicating the information supplied is intended "... for the use of the individual or entity to which it is address..."



The one affected party who objected to disclosure of information states:

Information supplied by [the Commissioner's Office] does not provide sufficient detail to determine what letters, reports, memos, etc. produced by [the affected party] are within the items requested. Only one letter from our firm was sent to the Hamilton Fire Department. All remaining correspondence, etc. was sent to our client.

Our client [a named individual and named organization] should be contacted. We are not in a position to release information supplied in confidence to our client.

The reports, letters, etc. provided to our client were provided in confidence. The release of this material could harm our relationship with present and future clients...

The bulk of material produced was not to be released to The City of Hamilton by agreement with our client. It was released to The City without our knowledge or agreement.

[The affected party] has not been compensated for the work completed for [the named individual and named organization]. Proceedings were started to obtain compensation. Release of our documents will hinder our ability to continue future proceedings to gain compensation for our work.

I did provide notice to the named individual and the named organization referred to in the affected party's representations. However, neither of them submitted representations.

As stated above, one affected party consented to the disclosure of any information relating to it. This information is included in Records 1631-1632 and, because no other exemptions apply to these records, they should be disclosed to the appellant.

I have separated the remaining records into the following seven groups, based on type:

**Notes to File** - Records 264-265, 267, 293-294, 295, 298-299, 309, 312, 323-324, 332-333, 338, 354, 355, 372-373, 419-421, 425-426, 440, 442, 507-508, 528, 645-654, 667-669, 716, 730-732, 741-745, 766-768, 781-782, 784, 785-791, 817-819, 825-829, 830-831, 852-860, 1464-1465, 1541-1542, 1585, 1590, 1596-1598 and 1659-1661.

**Letters Containing Pricing Information** - Records 430, 481-482, 485-489, 523-524, 599-601, 621-628, 639-644, 655-664, 696-698, 702-708, 723-724, 725-728, 733, 777-779, 799-800, 801-804, 805-808, 1263-1264, 1449, 2393-2395, 2396-2398, 3009-3016 and 3031-3034.

***Letters Containing No Pricing Information*** - Records 305-308, 475-480, 483, 509-510, 512, 542, 578-579, 581, 582, 583-584, 585-588, 596-598, 618-619, 683, 684, 685, 688-689, 699-701, 737-740, 750-751, 1525, 1526-1532, 1533-1535, 1536-1538, 1539-1540, 1586-1588, 2422-2423, 2434-2438, 3051-3055, 3056-3063, 3216-3221 and 3225-3237.

***Contracts and Agreements*** - Records 496-504, 673-682, 717-721, 1406-1410, 1411-1413, 1415-1418, 1469-1477 and 1931.

***Proposal and Tender Information*** - Records 864, 867-869, 870-872, 873-885, 886-897, 1216-1218, 1220-1228, 1229-1231, 1233-1237, 1238-1240, 1242-1246, 1247-1249, 1251-1255, 1256-1260, 1284, 1286-1287, 1311, 1454-1455, 1456-1458, 1463, 1466-1467, 1490-1491, 1510, 1565-1569, 1570-1574, 1580-1581, 1582, 1599-1601, 1602-1607, 1608-1614, 1615-1616, 1617-1626, 1627, 1628, 1629-1630 and 1647. (These records include: Form of Proposals, Form of Tenders, quotations, estimates and miscellaneous documents relating to the prior.)

***Reports*** - Records 1543-1564 and 2964-3004.

***Invoices*** - Records 630-635, 638, 709-710, 792-794 and 1422-1423.

## **Part 1: Type of Information**

### ***Notes to File /Letters Containing No Pricing Information***

The “Notes to File” consist of handwritten notes made by various Fire Department personnel. These records appear to have been created on a daily basis, and record observations, conversations and actions taken by Fire Department personnel in their dealings with various affected parties concerning issues the removal, storage or sale of goods at the property. Some of these records reflect discussions with the director/owner of the property. Neither the City nor the affected party provided representations on the type of information contained in these records and, upon review, I find that the only type of information among those listed in section 10(1) with potential application is “commercial” information.

To qualify as “commercial” information, it must “relate solely to the buying, selling or exchange of merchandise or services” (Order P-493). None of the “Notes to File” meet this definition. They all reflect general discussions about various issues involving the property.

“Containing No Pricing Information” fall into the same category. They consist of correspondence between certain affected parties, affected persons and Fire Department personnel, and involve general discussions of issues relating to the property.

I find that none of the records in these two groups contain “commercial” information or any other types of information listed in section 10(1). Therefore, the first part of the exemption test has not been established, and these records do not qualify for exemption under section 10(1) of the *Act*.

***Letters with Pricing Information/Contracts and Agreements/Proposal and Tender Information/Invoices***

All records in these four groups deal with the sale of goods or services relating to the property, including pricing information; inventory details; contracts and agreements between affected parties and other organizations or affected parties and the City; proposals or tenders prepared by affected parties in response to the City’s requests for proposal and tenders; and invoices relating to these activities. I find that these records contain information which relates to the buying and selling of goods and services and, accordingly, they contain “commercial” information as that term is used in section 10(1) of the *Act*.

***Reports***

These records are reports prepared by two different affected parties, both of whom are engineers, which discuss the property, its usage and possible improvements to the property. They include detailed electrical and structural discussions.

This Office has defined technical information to mean:

... information belonging to an organized field of knowledge which would fall under the general categories of applied sciences or mechanical arts. Examples of these fields would include architecture, engineering or electronics. ... [Technical information] will usually involve information prepared by a professional in the field and describe the construction, operation or maintenance of a structure, process, equipment or thing. (Order P-454)

I find that the reports satisfy this definition of “technical” information.

**Part 2: Supplied in Confidence**

In order to satisfy the second part of the test, the City and/or the affected parties must show that the information was supplied to the City, either implicitly or explicitly in confidence. Information contained in a record will be said to have been "supplied" to an institution, if its disclosure would permit the drawing of accurate inferences with respect to the information actually supplied to the City (Orders P-179, P-203, PO-1802 and PO-1816).

**Supplied**

***Notes to File***

All Notes to File were prepared by various Fire Department personnel. The notes themselves were clearly not “supplied” by any affected party and, having reviewed their content, I find that none of them reflect information so supplied, nor would anyone be able to draw accurate inferences about any information supplied by the affected parties should the notes be disclosed. Therefore, all records in this group do not meet the “supplied” component of the second part of the section 10(1) exemption test.

### ***Letters With Pricing Information/Letters Without Pricing Information***

These records consist of correspondence exchanged between Fire Department/City personnel and various affected parties. I find that only those letters authored by the affected parties were “supplied” within the meaning of section 10(1).

### ***Contracts and Agreements***

Because the information in a contract is typically the product of a negotiation process between two parties, the content of contracts involving an institution and an affected party will not normally qualify as having been “supplied” for the purposes of section 10(1) of the *Act*. Records of this nature have been the subject of a number of past orders of this Office. In general, the conclusions reached in these orders is that for such information to have been “supplied”, it must be the same as that originally provided by the affected party, not information that has resulted from negotiations between the institution and the affected party. If disclosure of a record would reveal information actually supplied by an affected party, or if disclosure would permit the drawing of accurate inferences with respect to this type of information, then past orders have also found that this information satisfies the requirements of the “supplied” portion of the second requirement of the section 10(1) exemption test (see, for example, Orders P-36, P-204, P-251 and P-1105).

Records 717-721 constitute an agreement between the Fire Department and an affected party. Records 1406-1410, 1411-1413, 1415-1418 and 1469-1477 are all contracts between the City and an affected party. Based on my review of the contents of these records, I find that the contracts and agreements were the result of negotiations between the various parties, and that none of these records was “supplied” for the purposes of section 10(1) of the *Act* (Orders P-1545 and PO-1698).

On the other hand, Records 496-504, 673-682 and 1931 are agreements between affected parties and organizations other than the City or the Fire Department. These agreements appear to have been negotiated without any involvement of the City or Fire Department, and then forwarded to them by certain affected parties. I find that these records consist of information originally provided by the affected parties, and therefore, were “supplied” for the purposes of section 10(1).

### ***Reports/Proposals and Tenders/Invoices***

Records 2964-3004 consist of a report prepared by the one affected party, an engineering firm, who provided representations in response to the Notice of Inquiry. These representations are summarized at the beginning of the section 10(1) discussion. Through a review of other records, I have been able

to confirm that this report was prepared for another affected party, who was a client of the engineering firm, and provided to the Fire Department by this client. Records 1543-1564 is another report prepared by a different engineering firm. This firm was notified as an affected party but did not provide representations. I have also been able to confirm that this report was provided to the Fire Department by the same affected party, who was also a client of this second engineering firm. Although the reports were prepared for two different affected parties, they were provided to the Fire Department by these parties during the course of dealing with issues involving the property. I find that both reports were “supplied” for the purposes of section 10(1).

Similarly, I find that all of the records containing proposal and tender information, as well as all invoices, were “supplied” to the City in the context of various activities taking place at the property under the direction of the City.

### **In Confidence**

As far as the “in confidence” component is concerned, the City and/or the affected party must demonstrate a reasonable expectation of confidentiality on the part of the affected parties at the time that the various records were provided to the City. The expectation of confidentiality must be based on reasonable and objective grounds, and can arise either implicitly or explicitly (Order M-169).

In making a determination on the issue of confidentiality, I must consider all the circumstances of the case, including whether the information was:

- (1) Communicated to the City on the basis that it was confidential and that it was to be kept confidential.
- (2) Treated consistently in a manner that indicates a concern for its protection from disclosure by the affected parties prior to being communicated to the government organization.
- (3) Not otherwise disclosed or available from sources to which the public has access.
- (4) Prepared for a purpose which would not entail disclosure.

(Order P-561)

### ***Notes to File/Letters With Pricing Information/Letters Without Pricing Information/Contracts and Agreements/Proposal and Tender Information/Invoices***

I have no evidence before me in this appeal to substantiate an implicit expectation of confidentiality on the part of any of the affected parties whose information is contained in the documents in these six groups.

The only evidence of an explicit expectation of confidentiality consists of the standard cover page on certain facsimiles, asking that the information be read only by the person to whom the facsimile is

addressed. I find that these confidentiality cautions are not relevant to the intended recipient of the facsimile transmission, and have no application in the context of this appeal.

Therefore, the confidentiality component of the second part of the section 10(1) exemption test has not been established for any records in these six groups.

### ***Reports***

Although the affected party engineering firm who provided representations submits that the report was provided to its client in confidence, the relevant relationship of confidentiality for the purposes of section 10(1) is between the supplier of the information to the City/Fire Department and the institution itself. The affected party's client, although notified, did not provide representations in this appeal, and the City's representations, although identifying "the sensitive nature of the work and media focus on the subject property", are not sufficient to establish the confidentiality requirements outlined above.

Records 1543-1564 includes a note from the affected party, a different engineering firm, to Fire Department personnel stating, "Please keep this report in strictest confidence." Although the City does not address this record in its representations, given the nature of the records, I am prepared to accept that it was submitted by the affected party with a reasonably-held expectation that it would be treated confidentially by the Fire Department.

In summary, I find that only Records 1543-1564 satisfy the requirements of part two of the section 10(1) exemption test.

### **Part 3: Reasonable Expectation of Harm**

To discharge the burden of proof under the third part of the test, the City and/or affected parties must present evidence that is detailed and convincing, and must describe a set of facts and circumstances that could lead to a reasonable expectation that one or more of the harms described in section 10(1) would occur if the information was disclosed (Order P-373).

The words "could reasonably be expected to" appear in the preamble of section 10(1), as well as in several other exemptions under the *Act* dealing with a wide variety of anticipated "harms". In the case of most of these exemptions, including section 10(1), in order to establish that the particular harm in question "could reasonably be expected" to result from disclosure of a record, the party with the burden of proof must provide "detailed and convincing" evidence to establish a "reasonable expectation of probable harm" (see Order P-373, two court decisions on judicial review of that order in *Ontario (Workers Compensation Board) v. Ontario (Assistant Information and Privacy Commissioner)* (1998), 41 O.R. (3d) 464 at 476 (C.A.), reversing (1995), 23 O.R. (3d) 31 at 40 (Div. Ct.), as well as Orders PO-1745 and PO-1747).

The only records for which I have been provided with some evidence on the harms aspect of section 10(1) are Records 2964-3004, which I have already found do not satisfy the “supplied in confidence” component of section 10(1). The City’s representations do not deal with this part of the test, and the representations of the affected party, quoted earlier in this order, focus on concerns that it has not yet been paid by its client for the work in organizing and writing the report. The affected party alleges that its interests will be harmed because disclosure of the documents would hinder their ability to continue future proceedings to gain compensation for the work done. I find that the evidence and argument provided by the City and the affected party are not sufficiently “detailed and convincing” to establish a reasonable expectation of probable harm if the information contained in Records 2964-3004 is disclosed. The affected party’s allegation of harm is at best speculative and not supported by any evidence or argument provided in its representations.

I have no evidence to establish the required harm for Records 1543-1564, the only records that meet both of the first two requirements of the section 10(1) exemption claim, and I find that these records do not qualify for exemption on that basis.

Therefore, I find that none of the records qualify for exemption under sections 10(1)(a), (b) or (c) of the *Act*, and the following records, which are not subject to other exemption claims, should be disclosed to the appellant:

Records 264-265, 267, 293-294, 295, 305-308, 332-333, 355, 419-421, 425-426, 430, 475-480, 481-482, 483, 485-489, 496-504, 507-508, 509-510, 512, 523-524, 542, 581, 582, 583-584, 585-588, 599-601, 618-619, 630-635, 638, 639-644, 645-654, 655-664, 673-682, 683, 684, 685, 688-689, 696-698, 699-701, 702-708, 709-710, 716, 717-721, 723-724, 725-728, 730-732, 733, 737-740, 741-745, 750-751, 766-768, 777-779, 792-794, 799-800, 801-804, 805-808, 817-819, 825-829, 830-831, 852-860, 864, 867-869, 870-872, 873-885, 886-897, 1216-1218, 1220-1228, 1229-1231, 1233-1237, 1238-1240, 1242-1246, 1247-1249, 1251-1255, 1256-1260, 1263-1264, 1311, 1406-1410, 1422-1423, 1449, 1454-1455, 1456-1458, 1463, 1464-1465, 1466-1467, 1469-1477, 1490-1491, 1510, 1525, 1526-1532, 1533-1535, 1536-1538, 1539-1540, 1543-1564, 1565-1569, 1570-1574, 1580-1581, 1582, 1586-1588, 1590, 1599-1601, 1602-1607, 1608-1614, 1615-1616, 1617-1626, 1627, 1628, 1629-1630, 1647, 1659-1661, 1931, 2393-2395, 2396-2398, 2422-2423, 3031-3034, 3051-3055, 3056-3063, 3216-3221 and 3225-3237.

The City claimed sections 8(2)(a) or (c), 8(1)(a), (b) or (c) and/or 7(1) of the *Act* for certain records that I did not deal with in Interim Order M-1337-I. I will now deal with these remaining issues for all records that I have not found to otherwise qualify for exemption.

## **LAW ENFORCEMENT**

### **Section 8(2)(a)**

Section 8(2)(a) states:

A head may refuse to disclose a record,

that is a report prepared in the course of law enforcement, inspections or investigations by an agency which has the function of enforcing and regulating compliance with a law;

In order for a record to qualify for exemption under section 8(2)(a) of the *Act*, the City must satisfy each part of the following three-part test:

1. the record must be a report; **and**
2. the report must have been prepared in the course of law enforcement, inspections or investigations; **and**
3. the report must have been prepared by an agency which has the function of enforcing and regulating compliance with a law.

(Orders 200 and P-324)

I addressed the City's section 8(2)(a) claim in detail in Interim Order MO-1337-I, so I will only provide a brief summary of the various requirements of the test.

Part one of the test requires a record be a report. In making this determination, I will consider the substance and nature of the records, and assess whether they consist of a "formal statement or account of the results of a collation and consideration of information", as opposed to a "mere observation or recording of facts".

Part two of the test requires that the report be prepared in the course of law enforcement, inspections or investigations. Certain fire safety-related inspection activities took place at the property, and a number of records were prepared in this context. I will be reviewing the various records determining whether I am satisfied that each of them was prepared in the course of these inspection activities.

And finally, part three of the test requires that the report was prepared by an agency which has the function of enforcing and regulating compliance with a law. In Interim Order MO-1337-I, I found that this part of the test was satisfied in relation to the fire safety-related inspection activity, because the Fire Department has a mandate to enforce and regulate compliance with a law, namely the Fire Code, under the *Fire Prevention and Protection Act, 1997* and the *Fire Marshals Act*.

### **Application of the test**

I have divided the records into four groups based on type.



**Letters** - Records 517-518, 519, 525, 527, 596-598, 621-628, 686-687, 759-765, 1284-1285, 2170-2172, 2197-2198, 2383, 2384-2386, 2401-2405, 2406-2414, 2417-2418, 2434-2438, 2463-2466, 2468-2487, 2521-2523, 2524-2529, 2548-2549, 2560-2561, 2562-2563, 2566-2570, 2576-2577, 2591-2604, 2606-2614, 2636, 2646-2652, 2655, 2667, 2756-2760, 2764, 2841-2869, 2905-2906, 2909-2911, 2924-2928, 3005, 3009-3016, 3035-3036, 3037, 3038, 3045-3046, 3065-3066, 3085-3087, 3238-3244, 3321-3323, 3326-3328, 3329-3330, 3392-3393, 3394-3396 and 3407-3409.

Records 621-628, 759-765, 1284-1285, 2384-2386, 2417-2418, 2463-2466, 2468-2487, 2566-2570, 2576-2577 and 2655 were all written by affected parties, affected persons or other organizations to Fire Department or City personnel. There is no evidence to suggest that the authors of these letters are agencies that have the function of enforcing and regulating compliance with a law, nor that the records in question were prepared "in the course of law enforcement, investigations or inspections". As a result, I find parts two and three of the test have not been established, and these records do not qualify for exemption under section 8(2)(a).

Records 2591-2604 consists of a package of materials along with a covering letter, which was sent by Fire Department personnel to the Fire Marshal's Office regarding activity at the property. These records are similar in nature to other records dealt with in Interim Order MO-1337-I, which I characterized as "status reports" concerning Fire Department activities pursuant to the *Fire Prevention and Protection Act, 1997*. Like those records, I find that Records 2591-2604 constitute a "report" for the purposes of section 8(2)(a) of the *Act* which was prepared by a body which has the function of enforcing and regulating compliance with a law, and therefore qualify for exemption under section 8(2)(a).

The remaining records in this group consist of letters by Fire Department or City personnel to various affected parties or affected persons. These letters are in response to correspondence received from these individuals or organizations, or explain Fire Department activity at the property. None of the information in these records consists of a formal statement or account of the results of a collation and consideration of information, and therefore the first part of the test has not been established, and these records do not qualify for exemption under section 8(2)(a) of the *Act*.

**Notes to File** - Records 183-184, 186, 191-192, 194, 195, 197-198, 216-217, 221, 232-233, 239, 278-279, 283, 309, 313-314, 316-317, 322, 323-324, 328-329, 330-331, 338, 342, 353, 354, 372-373, 440, 442, 459-460, 461-462, 528, 667-669, 781-782, 784, 785-791, 1541-1542, 1585, 1596-1598, 1659-1661, 1681-1687, 1703-1709, 1938-1942, 2657-2661, 2879-2901, 3417, 3418, 3423-3425, 3433 and 3434.

All of the records in this group consist of notes to file, some with attached documents that were created by Fire Department personnel and detail day-to-day occurrences taking place at the property. I find that these records contain statements of fact or observations, and are not accurately considered formal statements or accounts of the collation or consideration of inspection activities of the Fire Department. For this reason, these records are not "and do not qualify for exemption under section 8(2)(a) of the *Act*.

***E-Mails*** - Records 165, 2247, 2551 and 3343.

These four records are e-mails between City and Fire Department personnel. They too consist of facts or observations, not formal statements or accounts of the results of a collation and consideration of information. For this reason, these records are not “reports”, and do not qualify for exemption under section 8(2)(a).

***Other Records*** - Records 1678-1680, 2552-2554, 2616-2619, 2800 and 2964-3004.

Records 1678-1680 and 2552-2554 are Information Sheets prepared by the Fire Department. These records appear to have been produced for the purposes of informing Fire Department personnel of activities involving the property. These records only contain statements of fact. There is no formal account of the results of a collation or consideration of information, so these records cannot be characterized as “reports”, and do not qualify for exemption under section 8(2)(a).

Records 2616-2619 comprise an agreement between an affected person and the Fire Department. There is nothing before me to suggest that this person represents “an agency which has the function of enforcing and regulating compliance with a law” and, therefore, I find that the second and third parts of the test have not been established and these records do not qualify for exemption under section 8(2)(a).

Record 2800 is a draft Fire Marshal Order. It does not contain a formal account of the results of a collation and consideration of information. As such, it is not a “report”, and does not qualify for exemption under section 8(2)(a).

Records 2964-3004 is an engineering report prepared by an affected party regarding the property. There is nothing before me to suggest that this affected party is “an agency which has the function of enforcing and regulating compliance with a law” and, therefore, I find that the second and third parts of the test have not been established and these records do not qualify for exemption under section 8(2)(a).

To summarize, the only records that qualify for exemption under section 8(2)(a) of the *Act* are Records 2591-2604.

The following records, which are not subject to other exemption claims, should be disclosed to the appellant:

Records 165, 183-184, 186, 195, 197-198, 216-217, 221, 232-233, 278-279, 283, 313-314, 316-317, 322, 323-324, 328-329, 330-331, 338, 342, 353, 354, 442, 459-460, 461-462, 517-518, 519, 525, 527, 528, 621-628, 667-669, 686-687, 781-782, 784, 785-791, 1541-1542, 1585, 1678-1680, 1681, 1682-1683, 1684, 1685, 1686-1687, 1703-1709, 1938-1942, 2197-2198, 2247, 2383, 2384-2386, 2401-2405, 2406-2414, 2417-2418, 2463-2466, 2468-2487, 2521-2523, 2524-2529, 2548-2549, 2551,

2552-2554, 2560-2561, 2562-2563, 2566-2570, 2576-2577, 2606-2614, 2616-2619, 2636, 2655, 2667, 2756-2760, 2764, 2841-2869, 2879-2901, 2905-2906, 2909-2911, 2924-2928, 2964-3004, 3009-3016, 3035-3036, 3037, 3038, 3045-3046, 3065-3066, 3085-3087, 3238-3244, 3321-3323, 3326-3328, 3329-3330, 3343, 3392-3393, 3394-3396, 3407-3409, 3417, 3418, 3423-3425, 3433 and 3434.

### **Section 8(2)(c)**

Section 8(2)(c) of the *Act* states:

A head may refuse to disclose a record,

that is a law enforcement record if the disclosure could reasonably be expected to expose the author of the record or any person who has been quoted or paraphrased in the record to civil liability;

Senior Adjudicator David Goodis in Order PO-1747 made the following statement regarding the determination of whether disclosure of a record could reasonably be expected to result in the type of harm described in section 8(2)(c):

The words “could reasonably be expected to” appear in the preamble of section 14(1) [the equivalent provision to section 8(1) found in the provincial *Freedom of Information and Protection of Privacy Act*], as well as in several other exemptions under the *Act* dealing with a wide variety of anticipated “harms”. In the case of most of these exemptions, in order to establish that the particular harm in question “could reasonably be expected” to result from disclosure of a record, the party with the burden of proof must provide “detailed and convincing” evidence to establish a “reasonable expectation of probable harm” (see Order P-373, two court decisions on judicial review of that order in *Ontario (Workers’ Compensation Board) v. Ontario (Assistant Information and Privacy Commissioner)* (1998), 41 O.R. (3d) 464 at 476 (C.A.), reversing (1995), 23 O.R. (3d) 31 at 40 (Div. Ct.)).

In my view, this is the proper test to apply to the records which are subject to the section 8(2)(c) exemption claim, specifically Records 239, 298-299, 309, 312 and 461-462.

All of these records are notes to file prepared by Fire Department personnel. These particular notes detail discussions that Fire Department personnel had with the various affected parties. I received no representations on these records or exemption claims from the City or any of the affected parties identified in the notes. Therefore, I lack the necessary “detailed and convincing” evidence to establish that disclosure of any of these records could reasonably be expected to expose the Fire Department personnel who created them, or the individuals paraphrased in them, to civil liability. Accordingly, I find that Records 239, 298-299, 309, 312 and 461-462 do not qualify for exemption under section 8(2)(c) of the *Act*.

### **Section 8(1)(a), (b) and (c)**

Sections 8(1)(a), (b), and (c) of the *Act* read as follows.

A head may refuse to disclose a record if the disclosure could reasonably be expected to,

- (a) interfere with a law enforcement matter;
- (b) interfere with an investigation undertaken with a view to a law enforcement proceeding or from which a law enforcement proceeding is likely to result;
- (c) reveal investigative techniques and procedures currently in use or likely to be used in law enforcement;

The City claims these exemptions for Record 194. It is a note to file by Fire Department personnel regarding a conversation with staff of the Fire Safety Commission.

The purpose of the sections 8(1)(a) and (b) exemptions is to provide the City with the discretion to deny access to records in circumstances where their disclosure could reasonably be expected to interfere with an **ongoing** law enforcement investigation. The City bears the onus of providing evidence to substantiate that, first, a law enforcement investigation is ongoing, and second, that disclosure of the records could reasonably be expected to interfere with the investigation (Orders P-324, P-403 and M-1067).

In Interim Order MO-1337-I, I determined that the Fire Department investigation of the property had been completed for some time, and that no law enforcement activities remained “ongoing”. For this reason, I find that Record 194 does not qualify for exemption under sections 8(1)(a) or (b) of the *Act*.

In order to qualify for exemption under section 8(1)(c), the City must provide detailed and convincing evidence that public awareness of the particular technique or procedure reflected in Record 194 would hinder or compromise its effective utilization (Orders P-170, M-761 and P-963). The City has failed to do so. The content of the discussion between the two individuals reflected in Record 194 is particular to the case involving the property. It is factual in nature, and does not deal with an investigative technique or procedure currently used in law enforcement. Therefore, I find that Record 194 does not qualify for exemption under section 8(1)(c) of the *Act*.

### **ADVICE OR RECOMMENDATIONS**

Section 7(1) of the *Act* provides:

A head may refuse to disclose a record if the disclosure would reveal advice or recommendations of an officer or employee of an institution or a consultant retained by an institution.

This exemption purports to protect the free flow of advice and recommendations within the deliberative process of government decision-making or policy-making (Orders 94 and M-847).

“Advice” for the purposes of section 7(1) must contain more than mere information. Generally speaking, advice pertains to the submission of a suggested course of action which will ultimately be accepted or rejected by its recipient during the deliberative process. “Recommendations” are to be viewed in the same vein. (Orders 118, P-348, P-363 (upheld on judicial review in *Ontario (Human Rights Commission) v. Ontario (Information and Privacy Commissioner)* (March 25, 1994), Toronto Doc. 721/92 (Ont. Div. Ct.), P-883 (upheld on judicial review in *Ontario (Minister of Consumer and Commercial Relations) v. Ontario (Information and Privacy Commissioner)* (December 21, 1995), Toronto Doc. 220/95 (Ont. Div. Ct.), leave to appeal refused [1996] O.J. No. 1838 (C.A.)).

Information in records which would reveal the advice or recommendations is also exempt from disclosure under section 7(1) of the *Act*.

I divided the records into three groups based on type.

**Letters** - Records 578-579, 596-598, 759-765, 1284-1285, 2170-2172, 2434-2438, 2646-2652 and 3005-3005A.

Records 759-765 and 1284-1285 are letters written by the affected parties and the affected persons to Fire Department personnel, not by City or Fire Department staff. These records do not contain or reflect any advice or recommendations provided by officers or employees of the City or consultants retained by the City or Fire Department. Accordingly, I find that these records are not exempt from disclosure under section 7(1) of the *Act*.

Records 578-579, 596-598, 2170-2172, 2434-2438, 2646-2652 and 3005-3005A are all letters authored by a City lawyer or Fire Department personnel and sent to an affected person. These records discuss various issues regarding the property. The recipient of these letters is not an individual who is part of the City’s deliberative process, and the records fail to qualify for exemption under section 7(1) on this basis alone. The letters also are informational in nature, and do not suggest any course of action to be accepted or rejected. Accordingly, I find that these records do not qualify for exemption under section 7(1) of the *Act*.

**Notes to File** - Records 191-192, 194, 372-373, 440, 1596-1598 and 2657-2661.

These records are all handwritten notes to file prepared by Fire Department personnel.

Records 191-192 is a note regarding a meeting between Fire Department personnel and an affected person concerning the sale of goods. The note consists of various tasks that are to be undertaken,

and contains nothing resembling advice or recommendations. Therefore, I find that Records 190-191 do not qualify for exemption under section 7(1).

The remaining records are all notes documenting conversations between Fire Department personnel and certain affected parties and affected persons. Once again, these records simply reflect these discussions, and do not contain any advice or recommendations, nor is there anything before me to suggest that these notes were to be used in order to obtain advice or recommendations. Accordingly, I find that Records 194, 372-373, 440, 1596-1598 and 2657-2661 do not qualify for exemption under section 7(1) of the *Act*.

***Other Records*** - Records 1286-1287, 1411-1413, 1415-1418, 2216, 2242 and 2800.

Records 1286-1287 contain information relating to a request for proposal process relating to the property. The records are prepared by Fire Department personnel and include a review of the various proposals, a comparison of the bids submitted by the various affected parties, and a recommendation stating which affected party should be selected for the contract. I find that these records contain a suggested course of action to be accepted or rejected in the deliberative process, and therefore qualify for exemption under section 7(1) of the *Act*. In this case, any factual information contained in Records 1286-1287 that should be disclosed under section 7(2)(a) is so intertwined with the advice and recommendation that it is not possible to disclose the factual material without also disclosing the exempt material (Order P-920).

Records 1411-1413 and 1415-1418 consists of a contract and a draft contract between the City and an affected party. There is nothing in either of these records to indicate that they contain advice or recommendations or that advice or recommendations were sought regarding the document. The fact that Records 1415-1418 is a draft does not automatically mean that it constitutes advice or recommendations. In order to qualify under section 7(1), the record must contain a recommendation of a suggested course of action that will ultimately be accepted or rejected during the deliberative process, and no such information is evident on the face of Records 1415-1418. Therefore, I find that Records 1411-1413 and 1415-1418 do not qualify for exemption under section 7(1).

Records 2216 and 2242 are e-mails between City and Fire Department personnel regarding a media request for information. These records involve an exchange of information, and do not contain information that relates to a suggested course of action which will ultimately be accepted or rejected by the recipient during the deliberative process. Therefore, Records 2216 and 2242 do not qualify for exemption under section 7(1).

Finally, Record 2800 is a draft Fire Marshal Order. It does not contain any advice or recommendations and does not qualify for exemption under section 7(1) of the *Act*.

By way of summary, I find that only Records 1286-1287 qualify for exemption under section 7(1) of the *Act*, and the following records, which do not qualify for any other exemption claims, should be disclosed to the appellant:

Records 191-192, 194, 372-373, 440, 578-579, 596-598, 759-765, 1284-1285, 1411-1413, 1415-1418, 1596-1598, 2170-2172, 2216, 2242, 2434-2438, 2646-2652, 2657-2661, 2800 and 3005-3005A

**FINAL ORDER:**

1. I uphold the City's decision to deny access to the following records:

Records 490-495, 746-749, 2460-2462, 2591-2604 and 1286-1287

2. I order the City to disclose the following records to the appellant by **January 8, 2001** but not before **January 3, 2001**.

Records 163, 165, 170, 183-184, 186, 191-192, 194, 195, 197-198, 209, 216-217, 221, 231, 232-233, 234, 237-238, 239, 264-265, 267, 278-279, 283, 284, 285, 290, 293-294, 295, 298-299, 303, 305-308, 309, 312, 313-314, 316-317, 320, 322, 323-324, 326, 328-329, 330-331, 332-333, 338, 339-340, 342, 345, 353, 354, 355, 359, 371, 372-373, 390-391, 419-421, 425-426, 430, 440, 442, 456, 457-458, 459-460, 461-462, 469, 470-471, 475-480, 481-482, 483, 485-489, 496-504, 507-508, 509-510, 512, 513-514, 517-518, 519, 522, 523-524, 525, 526, 527, 528, 542, 543-544, 545, 577, 578-579, 580, 581, 582, 583-584, 585-588, 591-592, 593, 596-598, 599-601, 605-607, 609, 611-612, 617, 618-619, 620, 621-628, 629, 630-635, 638, 639-644, 645-654, 655-664, 665-666, 667-669, 673-682, 683, 684, 685, 686-687, 688-689, 694-695, 696-698, 699-701, 702-708, 709-710, 716, 717-721, 723-724, 725-728, 730-732, 733, 737-740, 741-745, 750-751, 752-753, 754-758, 759-765, 766-768, 775-776, 777-779, 781-782, 784, 785-791, 792-794, 798, 799-800, 801-804, 805-808, 809-811, 812, 817-819, 825-829, 830-831, 832-833, 842-844, 852-860, 864, 867-869, 870-872, 873-885, 886-897, 1216-1218, 1219, 1220-1228, 1229-1231, 1232, 1233-1237, 1238-1240, 1241, 1242-1246, 1247-1249, 1250, 1251-1255, 1256-1260, 1263-1264, 1284-1285, 1311, 1324-1325, 1344-1345, 1358-1359, 1406-1410, 1411-1413, 1415-1418, 1422-1423, 1445-1446, 1449, 1452, 1454-1455, 1456-1458, 1463, 1464-1465, 1466-1467, 1469-1477, 1490-1491, 1510, 1525, 1526-1532, 1533-1535, 1536-1538, 1539-1540, 1541-1542, 1543-1564, 1565-1569, 1570-1574, 1580-1581, 1582, 1585, 1586-1588, 1590, 1596-1598, 1599-1601, 1602-1607, 1608-1614, 1615-1616, 1617-1626, 1627, 1628, 1629-1630, 1633, 1647, 1659-1661, 1678-1680, 1681-1687, 1692-1698, 1703-1709, 1726-1727, 1737-1740, 1741-1744, 1752-1753, 1788, 1793-1795, 1796-1797, 1825, 1826, 1827-1828, 1833-1834, 1931, 1938-1942, 2152, 2167, 2170-2172, 2197-2198, 2216, 2242, 2247, 2383, 2384-2386, 2392, 2393-2395, 2396-2398, 2401-2405, 2406-2414, 2417-2418, 2422-2423, 2429-2433, 2434-2438, 2444-2445, 2463-2466, 2468-2487, 2521-2523, 2524-2529, 2532-2534, 2548-2549, 2551, 2552-2554, 2560-2561, 2562-2563, 2566-2570, 2576-2577, 2587-2589, 2606-2614, 2616-2619, 2636, 2645, 2646-2652, 2655, 2657-2661, 2664-2666, 2667, 2674, 2676-2677, 2681-2683, 2684-2688, 2723-2726, 2747-2750, 2756-2760, 2764, 2782, 2800, 2805, 2841-2869, 2877, 2879-2901, 2905-2906, 2907, 2909-2911, 2913-2915, 2924-2928, 2964-3004, 3005-3005A, 3009-3016, 3018-3020, 3021-3027, 3028-3030, 3031-3034, 3035-3036, 3037, 3038, 3045-3046, 3051-3055,

3056-3063, 3065-3066, 3085-3087, 3103-3104, 3216-3221, 3222-3224, 3225-3237, 3238-3244, 3259-3262, 3264-3270, 3271-3274, 3321-3323, 3326-3328, 3329-3330, 3343, 3353, 3392-3393, 3394-3396, 3407-3409, 3417, 3418, 3422, 3423-3425, 3426, 3431, 3433-3434, 3436-3439, 3440-3446, 3448

Original signed by: \_\_\_\_\_ November 30, 2000  
Tom Mitchinson  
Assistant Commissioner



## Appendix B to Final Order MO-1373-F

### *RECORDS FOR APPEAL MA-990085-1*

| Record Description   | Duplicate Record | Date of Record           | Exemption(s) Claimed                     | Type of section 12 claim     | Mandatory Exemption(s) Considered | Dis      |
|--|------------------|--------------------------|--|------------------------------|-----------------------------------|----------|
| Monitoring Notes - February 10/98 - April 16/98                                |                  | Feb 10/98 to April 16/98 | s. 12                                    | Litigation                   |                                   | Disclose |
| Handwritten Note - Combustible Info.   |                  | Unknown                  | s. 12, 14(1)                             | Litigation                   | s. 14(1)                          | Disclose |
| Floor Plan of Subject Address  |                  | June 12/97               | s. 12                                    | Litigation                   |                                   | Disclose |
| E-mail - between Fire Department personnel; Re: Fines                          |                  | Oct 29/97                | s. 12, 8(2)(a)                           | Litigation                   | s. 14(1)                          | Disclose |
| Handwritten Note - Fire Department personnel; Activity Log                     |                  | Oct 30/97                | s. 12, 8(2)(a), 7(1)                     | Litigation                   |                                   | Disclose |
| Handwritten Note - Fire Department personnel; Activity Log                     |                  | Oct 31/97                | s. 12, 8(2)(a)                           | Litigation                   |                                   | Disclose |
| E-mail - between Fire Department personnel; Re: Issues Alert                   |                  | Nov 3/97                 | s. 12, 7(1)                              | Litigation                   |                                   | Disclose |
| E-mail - City Lawyer and Fire Department Personnel Re: Fire Code Enforcement   |                  | Nov 6/97                 | s. 12, 7(1)                              | Communication                |                                   | s. 12    |
| Handwritten Note - Building Site Information                                   |                  | Unknown                  | s. 14, 12                                | Litigation                   | s. 14(1)                          | Disclose |
| Handwritten Note - Contractors Activity  |                  | Nov 10/97                | s. 12, 8(2)(a)                           | Litigation                   |                                   | Disclose |
| Handwritten Note - Activity Log  |                  | Nov 7/97                 | s. 12, 8(2)(a)                           | Litigation                   |                                   | Disclose |
| E-mail Note - City lawyer to Fire Department personnel; Re: Fire Application   |                  | Nov 6/97                 | s. 12, 8(2)(a), 7(1)                     | Communication                |                                   | s. 12    |
| E-mail Note - between City and Fire department personnel; Re: Contractor Info. |                  | Nov 10/97                | s. 12                                    | Litigation                   |                                   | Disclose |
| Extract of Policy & Procedures   |                  | Nov 7/97                 | s. 12, 8(2)(a)                           | Litigation                   |                                   | Disclose |
| E-mail Note - City lawyer to Fire Department personnel; Re: MSDS               |                  | Nov 7/97                 | s. 12, 8(2)(a), 7(1)                     | Communication                |                                   | s. 12    |
| Handwritten Note - Fire Department personnel; Activity Log                     |                  | Nov 7/97                 | s. 12, 8(2)(a)                           | Litigation                   |                                   | Disclose |
| Handwritten Note - Fire Department personnel Activity Log                      |                  | Nov 10-12/97             | s. 14(3)(d), 12, 8(2)(a), 7(1)           | Communication                |                                   | s. 12    |
| Handwritten Note - Fire Department personnel; Activity Log                     |                  | Nov 13/97                | s. 12, 8(2)(a)                           | Litigation/<br>Communication |                                   | s. 12    |
| Handwritten Note - Fire Department personnel Activity Log                      |                  | Nov 19/97                | s. 14(3)(g), 14(2)(f), 12, 8(2)(a), 7(1) | Communication                |                                   | s. 12    |
| Handwritten Note - Fire department personnel; Activity Log                     |                  | Nov 19/97                | s. 14(3)(g), 8(2)(a)                     |                              | s. 14(1)                          | Disclose |
| Handwritten Note - Fire Department personnel Activity Log                      |                  | Nov 20/97                | s. 12, 8(2)(a), 7(1)                     | Communication                |                                   | s. 12    |
| Handwritten Note - Fire Department personnel; Activity Log                     |                  | Nov 20/97                | s. 12, 8(2)(a)                           | Litigation                   | s. 14(1)                          | Disclose |
| Phone Message - Fire Department personnel                                      |                  | Unknown                  | s. 12                                    | Litigation                   |                                   | Disclose |
| Handwritten Note - Zoning Information  |                  | Unknown                  | s. 12                                    | Litigation                   |                                   | Disclose |
| Handwritten Note - Fire Department personnel; Re: Notice of Actions            |                  | Unknown                  | s. 12                                    | Litigation                   |                                   | Disclose |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                     | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|---|---------------------------------|--|------------|
| Handwritten Note - Fire Department personnel Activity Log                             |                         | Nov 21/97             | s. 12, 8(2)(a)                                  | Communication                   |  | s. 12      |
| Handwritten Note - Review of Fire Code Hearing Decision                               |                         | Nov 21/97             | s. 12, 8(2)(a), 7(1)                            | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Activity Log On Site Mtg.               |                         | Nov 21/97             | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| Note between Fire Department personnel; Re: Interim Costs                             |                         | Nov 24/97             | s. 12, 8(2)(a), 8(1)(c), 8(1)(b), 8(1)(a), 7(1) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Activity Log                            |                         | Nov 25/97             | s. 12, 8(2)(a)                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Monitoring of Premises              |                         | Nov 25/97             | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire department personnel; Activity Log                            |                         | Nov 25/97             | s. 12, 8(2)(a)                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Appeal to Divisional Court              |                         | Nov 26/97             | s. 12, 8(2)(c), 8(2)(a)                         | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Removal & Disposal Issues           |                         | Nov 27/97             | s. 12, 8(2)(a)                                  | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Activity Log                            |                         | Nov 27-28/97          | s. 12, 8(2)(a)                                  | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Compliance Issues                   |                         | Nov 28/97             | s. 12, 8(2)(a)                                  | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Activity Log                            |                         | Oct 30-Dec 1/97       | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| E-mail Note - City lawyer to Fire Department personnel; Re: Legal Advice Warrant      |                         | Nov 25/97             | s. 12, 8(2)(a), 7(1)                            | Communication                   |  | s. 12      |
| E-mail Note - City lawyer to Fire Department personnel; Re: Legal Advice Draft Letter |                         | Dec 1/97              | s. 12, 8(2)(c), 8(2)(a), 7(1)                   | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Activity Log                            |                         | Dec 1-4/97            | s. 12   | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Contracting Info.                       |                         | Dec 1/97              | s. 12, 8(2)(c)                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Removal of Combustibles Issues      |                         | Dec 1/97              | s. 12, 8(2)(c)                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Re: Security Issues  |                         | Dec 2/97              | s. 14(3)(g), 14(2)(f), 12, 8(2)(a), 7(1)        | Communication                   |  | s. 12      |
| Handwritten Note - Re: Security Issues  |                         | Dec 3/97              | s. 12, 8(2)(a)                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Legal Advice & Security Issues          |                         | Dec 3/97              | s. 12, 8(2)(a)                                  | Communication                   |  | s. 12      |
| E-mail Note - City lawyer to Fire Department personnel; Re: Legal Issues Fire Code    |                         | Dec 2/97              | s. 7(1), 8(2)(a), 12                            |                                 |  | Disclose   |
| Handwritten Note - Media Re: Premises   |                         | Dec 4/97              | s. 12, 8(2)(a)                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note by Fire Department personnel regarding security at the specified     |                         | Dec 4/97              | s. 12   | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| address   |                         |                       |  |                                 |  |            |
| Note to File - Fire Department personnel;<br>Re: Status Report                                  |                         | Dec 5/97              | s. 7(1), 8(2)(c)                         |                                 |  | Disclose   |
| E-mail Note - City lawyer to Fire Department personnel;<br>Re: Legal Advice City Expenditures   |                         | Dec 5/97              | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel Re: Status Report to Aldermen                      |                         | Dec 4/97              | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail Note - City lawyer to Fire Department personnel<br>Re: Legal Advice Motions              |                         | Dec 5/97              | s. 12                                    | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Legal Advice Recouping Costs                  |                         | Dec 5/97              | s. 12, 7(1)                              | Communication                   |  | s. 12      |
| E-mail Note - between Fire Department personnel; re: Status Report                              |                         | Dec 5/97              | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire department personnel; Re: Security Issues                               |                         | Dec 5/97              | s. 12                                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Fire Safety Issues                            |                         | Dec 6-7/97            | s. 14(1), 12, 8(2)(a)                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel;<br>Re: Removal of Combustibles                    |                         | Dec 8-9/97            | s. 12                                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel Activity Log                                       |                         | Dec 8/97              | s. 12, 10(1)(c), 10(1)(a), 8(2)(a)       | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Media Inquiry                                 |                         | Dec 9/97              | s. 12                                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Orders Posted & Removal of Combustibles       |                         | Dec 9/97              | s. 14(3)(g), 14(1), 12, 8(2)(c), 8(2)(a) | Litigation                      | s.14(1)                                  | Disclose   |
| Handwritten Note by Fire Department personnel Re: Removal of Combustibles                       |                         | Dec 9/97              | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Court Matters                                     |                         | Dec 9/97              | s. 12                                    | Communication                   |  | Disclose   |
| Company Name Search & Fax Transmittal Sheet   |                         | Dec 10/97             | 10(1)(c), 10(1)(a)                       |                                 |  | Mediated   |
| Handwritten Note - by Fire Department personnel Re: Legal Advice Removal of Combustibles        |                         | Dec 10/97             | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Stay of Removal of Combustibles               |                         | Dec 10/97             | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Company Name Search & Fax Transmittal Sheet   |                         | Dec 10/97             | s. 12                                    |                                 |  | Mediated   |
| Handwritten Note - Fire Department personnel; Legal Advice Re: Stay on disposal of combustibles |                         | Dec 10/97             | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Legal Advice Re: Removal of Combustibles          |                         | Dec 11/97             | s. 12, 7(1)                              | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>          | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--------------------------------------|---------------------------------|--|------------|
| Handwritten Note - Fire Department personnel; Compliance MOEE  |                         | Dec 11/97             | s. 12, 8(2)(a)                       | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Removal of Combustibles and Quotes for Same  |                         | Dec 12/97             | S.12, 10(1)(a), 10(1)(c), 8(2)(a)    | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Legal Advice Re: Removal of Combustibles   |                         | Dec 12/97             | S.12, 8(2)(a)                        | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Polysciotech Removal   |                         | Dec 12/97             | S.12, 10(1)(c), 10(1)(a), 8(2)(a)    | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten and Types Note of Fire Marshal Meeting   |                         | Dec 15/97             | 268-271 S.12, 8(2)(a); 272-273 s. 12 | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Quotes, FPPA options   |                         | Dec 15/97             | s. 12, 8(2)(a), 7(1)                 | Litigation                      |  | Disclose   |
| Handwritten Notes - Fire Department personnel; Proposed Storage Site, Legal Advice and Policies -Waxman Policies   |                         | Dec 15/97             | S.12, 8(2)(a)                        | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Compliance, Storage Issues, Legal Advice   |                         | Dec 17/97             | s. 12, 8(2)(a)                       | Communication                   |  | s. 12      |
| Handwritten Notes - Fire Department personnel; Contractors, request for Code issues, sprinkler system, MOEE, Enforcement issues, removal of combustibles |                         | Dec 17/97             | s. 14(1), 12, 8(2)(a)                | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Notes - Fire Department personnel; Property Access MOEE Procedures, Removal of Combustibles  |                         | Dec 17/97             | s. 12, 8(2)(a)                       | Litigation                      |  | Disclose   |
| Handwritten Notes - Fire Department personnel; Legal Advice, Removal and Storage, Quotes, Prosecution issues   |                         | Dec 17/97             | s. 12                                | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Removal of Combustibles, Storage,  |                         | Dec 17/97             | s. 12, 8(2)(a)                       | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Removal and Storage issues, MOEE approvals, Legal Issues   |                         | Dec 17/97             | s. 14(3)(g), 14(2)(f), 12, 8(2)(a)   | Litigation                      | s.14(1)                                  | Disclose   |
| Handwritten note - Fire Department personnel; Removal and Storage issues, removal re: MOEE Order   |                         | Dec 17/97             | s. 14(3)(g), 12, 8(2)(a)             | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Warrant issues, Property Assessment, MOEE Inspection   |                         | Dec 18/97             | s. 14(3)(d), 14(1), 12, 8(2)(a)      | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Inspector Legal issues   |                         | Dec 18/97             | s. 12                                | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Legal Advice, Legal Endorsement re; Judge Phillip, Inventory completion, Draft Warrants                    |                         | Dec 18/97             | s. 12, 8(2)(a)                       | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b>           |
|---|-------------------------|-----------------------|--|---------------------------------|--|----------------------|
| Handwritten Note - Fire Department personnel; removal of barrels issues, MOEE, location sites   |                         | Dec 19/97             | s. 12, 8(2)(a)   | Litigation                      |  | Disclose             |
| Handwritten note - Fire Department personnel; Contract issues, awarding contract  |                         | Dec 19/97             | s. 12  | Litigation                      |  | Disclose             |
| Handwritten note - Fire Department personnel; review of draft warrant, security issues  |                         | Dec 19/97             | s. 14(1), 12   | Litigation                      | s. 14(1)                                 | Disclose             |
| Letter to Fire Chief from Deputy Fire Chief Removal of Flammable materials  |                         | Dec 19/97             | s. 12, 8(2)(a)   | Litigation                      |  | Disclose             |
| Handwritten Note - Fire Department personnel; Awarding of tender, conditions, media request for info  |                         | Dec 19-20/97          | s. 12, 8(2)(a)   | Litigation                      |  | Disclose             |
| Handwritten note- Fire Department personnel; Alternate sites for storage, classification of commodities, Fire Safety issues, contract issues, removal contents issues |                         | Dec 22/97             | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)                                       | Litigation                      | s. 10(1)                                 | Disclose             |
| Handwritten Note - Fire Department personnel; Quote info, pressure testing, sprinkler system, Legal Advice on Proposal  |                         | Dec 22/97             | s. 12, 8(2)(a), 7(1)   | Litigation/<br>Communication    | 295 - s. 10(1), 14(1)                    | 295 - Di<br>296 - s. |
| Handwritten Note - Fire Department personnel; Site alternative for storage  |                         | Dec 23/97             | s. 12, 8(2)(a)   | Litigation                      |  | Disclose             |
| Handwritten Note - Fire Department personnel; Removal issues and storage locations, contract issues, media inquiry, legal Advice                                      |                         | Dec 23/97             | s. 14(3)(g), 12, 8(2)(c)   | Litigation                      | s. 10(1), s. 14(1)                       | Disclose             |
| Handwritten Note - Fire Department personnel; Status update to Aldermen, Tenders,   |                         | Dec 24 and 29/97      | s. 12, 8(2)(a), 7(1)   | Litigation                      |  | Disclose             |
| Handwritten Note - Fire Department personnel; Sprinkler System and Powerlight repairs, inspection   |                         | Dec 29/97             | s. 12  | Litigation                      |  | Disclose             |
| Handwritten Notes- Fire Department personnel; Sprinkler system, alternate storage, requirements, diagrams, Road Diagram, panelling group A plastics                   |                         | Dec 29/97             | 308 s. 12, 7(1);<br>305-308 s. 12, 10;<br>303 s. 14(1), 12;<br>304 s. 12 | Litigation                      | s. 10(1), s. 14(1)                       | Disclose             |
| Handwritten note - Fire Department personnel; bid issues, alternate locations   |                         | Dec 29/97             | s. 14(3)(g), 12, 8(2)(c), 8(2)(a)  | Litigation                      | s. 10(1), s. 14(1)                       | Disclose             |
| Handwritten Notes- Fire Department personnel; Bid issues, transport of hazardous materials and storage issues   |                         | Dec 30/97             | s. 12, 8(2)(c), 8(2)(a)  | Litigation                      |  | Disclose             |
| Handwritten Note - Fire Department personnel; Storage sites for combustibles, media Inquiry, Alderman   |                         | Jan 2/98              | s. 14(3)(g), 14(2)(f), 12, 8(2)(c)                                       | Litigation                      | s. 10(1), s. 14(1)                       | Disclose             |
| Handwritten Notes - Fire Department personnel; Site locations and proposals, Site security and billing costs  |                         | Jan 6/98              | s. 14(1), 12, 8(2)(a)  | Litigation                      | s. 14(1)                                 | Disclose             |
| Handwritten Notes - Fire Department personnel; Site security issues, issues on  |                         | Jan 6/98              | s. 12, 8(2)(c), 8(2)(a)  | Litigation                      |  | Disclose             |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|------------------------------------|---------------------------------|--|------------|
| electrical and hydro   |                         |                       |                                    |                                 |  |            |
| Handwritten Note- Fire Department personnel; Appeal of Fire Marshal order, access to specified address, approval of bid costs                  |                         | Jan 6/98              | s. 12, 8(2)(a), 7(1)               | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten note - Fire Department personnel; Life Safety Study,   |                         | Jan 7/98              | s. 12                              | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Bids and site proposals  |                         | Jan 7/98              | s. 12, 8(2)(a), 7(1)               | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Request for appeal follow-ups, security issues   |                         | Jan 8-9/97            | s. 14(3)(g), 12                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten note- Fire Department personnel; Warrant, awarding of contract issues  |                         | Jan 12/98             | s. 12, 8(2)(c), 8(2)(a)            | Litigation                      |  | Disclose   |
| Handwritten note - Fire department personnel; status report, legal issues, warrants  |                         | Jan 13/98             | s. 14(3)(f), 14(2)(g), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Warrant, Delivery of Warrant F.S.C. Order, access issues, procedures for removal of combustibles |                         | Jan 14/98             | s. 12, 10(1)(c), 10(1)(a), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Notes - Fire Department personnel; Trailers required, security issues  |                         | Jan 15/98             | s. 12, 8(2)(c), 8(2)(a)            | Litigation                      |  | Disclose   |
| Note to file - Fire Department personnel; Security issues  |                         | Jan 16/97             | s. 14(3)(g), 12                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Count 1 against Named Individual, fail to comply w/ order  |                         | Nov 20/97             | s. 12                              | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Legal issues, Court orders   |                         | Jan 21, 23, 26/98     | s. 12, 8(2)(a)                     | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Removal of combustibles, access issues, inspections, contract issues                             |                         | Jan 20-21/98          | s. 12, 8(2)(a)                     | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Notes- Fire Department personnel; Removal issues, contract issues  |                         | Jan 27/98             | s. 12, 10(1)(a), 10(1)(c)          | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten note- Fire Department personnel; Legal Advice, disposal of goods including strategy for action taken                               |                         | Jan 28/98             | s. 14(3)(b), 12, 8(2)(a), 7(1)     | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer; Legal advice   |                         | Feb 2/98              | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| E-mail note - between City personnel, Fire Department personnel and City lawyer; Legal advice  |                         | Feb 2/98              | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Handwritten Notes - Fire Department personnel; access issues, trailers, building permit issues, actions on appeals                             |                         | Feb 2/98              | s. 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Notes - Fire Department personnel; FMO legal advice, HFD compliance, access issues, file retrievals                                |                         | Feb 2-4/98            | s. 12, 8(2)(a)                     | Litigation                      | s. 14(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Handwritten Note- Fire Department personnel; Legal advice   |                         | Feb 4/98              | s. 12                                    | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Notice of motion, removal issues,   |                         | Feb 3-4/98            | s. 14(1), 12, 8(2)(a)                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Notes - Fire Department personnel; Legal advice, Removal issues   |                         | Feb 5/98              | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Handwritten Notes - Fire Department personnel; Removal issues, Plan of action   |                         | Feb 5/98              | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Handwritten Notes - Fire Marshal Order, Sale of Goods issues  |                         | Feb 6/98              | s. 14(3)(g), 12                          | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Notes - Fire Department personnel; Sale of Goods, legal issues, removal of goods, access to premises issues |                         | Feb 6/98              | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| Handwritten Notes - Fire Department personnel; Access to premises issues and termination of closure                     |                         | Feb 9/98              | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| E-mail note - Fire Department and City personnel and lawyer; Re: inquiry from media on storage costs, purchase of goods |                         | Feb 11/98             | s. 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| Handwritten Notes - Fire Department personnel; Property access issues   |                         | Feb 10/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Court Order issues  |                         | Jan 23, 29, 30/98     | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten note - Fire Department personnel; Court issues  |                         | Feb 26/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department; property survey   |                         | Unknown               | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Legal advice re: property issues, FIPPA matters                           |                         | Feb 12/98             | s. 12, 8(2)(a)                           | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten note - Fire Department personnel; Access to trailer issues, Court issues                                    |                         | Feb 17/98             | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)       | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Note - Fire Department personnel; Sale of good issues   |                         | Feb 17/98             | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail notes - Fire Department personnel to City lawyer; re: Legal issues and appeal status                             |                         | Apr 9/98              | s. 12                                    | Communication                   |  | s. 12      |
| Contact List  |                         | Unknown               | s. 14(1), 12                             | Litigation                      | s. 14(1)                                 | Disclose   |
| Final Inventory List of Combustibles Removed  |                         | Unknown               | s. 12                                    | Litigation                      |  | Disclose   |
| Draft Recommendations - Disposal of Contents  |                         | March 5-6/98          | s. 12, 7(1)                              | Litigation                      |  | s. 7(1)    |
| Draft - Final Inventory List of Combustibles Removed  |                         | Unknown               | s. 14(1), 12                             | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Purchasing Information   |                         | Feb 19-20/98          | s. 12, 10(1)(a)(c),                      | Litigation                      | s. 10(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|------------------------------------|---------------------------------|--|------------|
|  |                         |                       | 8(2)(a), 7(1)                      |                                 |  |            |
| E-mail note - Fire Department and City personnel and lawyer; re: Disposal of Combustibles  |                         | Feb 25/98             | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department and City personnel and lawyer; RE: Disposal & Contract Issues  |                         | Unknown               | s. 12,11(e), 8(2)(a)               | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel; Legal Advice Re: Sale of Disposal of Goods   |                         | Feb 23/98             | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Notes of Meeting Re: Legal Advice of Contractors & Sale of Goods   |                         | February 26/98        | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Notes of Meeting Re: Legal Advice of Contractors & Sale of Goods & Disposal of Inventory Procedures for Tendering or Auction |                         | March 2/98            | s. 12, 10(1)(a), 10(1)(c), 8(2)(a) | Communication                   |  | s. 12      |
| E-mail note - from City personnel to Fire Department and City lawyer; Re: Update of Disposal   |                         | March 5/98            | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Business Cards, Fire Department personnel; Notes of Meeting Re: Legal Issues pertaining to Inventory of premises   |                         | March 4/98            | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Notes of Meeting Re: Court Issues & Draft F&A Report   |                         | March 4/98            | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department, City personnel and lawyer; Re: Legal Advice of Inventory & Sale of Goods  |                         | March 5/98            | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Letter from City lawyer; Re: Disposal of Contents  |                         | March 5/98            | s. 12                              | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Inventory & Sale of Goods/Disposal   |                         | Unknown               | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Note to File - Fire Department personnel; Re: Legal Issues of Inventory & Sale of Goods  |                         | March 6/98            | s. 12, 11(e)                       | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Notes of Meeting Re: Sale of Good Issues/Site Tour   |                         | March 9/98            | s. 12, 8(2)(a)                     | Communication                   |  | s. 12      |
| Draft Proposal Document - Sale of Inventory Removed from Premises  |                         | Unknown               | s. 12, 7(1)                        | Litigation                      |  | s. 7(1)    |
| Note to File - Fire department personnel; Re: Cost Estimate Disposal of Trailer Contents   |                         | March 5/98            | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Cost Estimates   |                         | Unknown               | s. 12, 10(1)(a), 10(1)(c)          | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department   |                         | March 11/98           | s. 12                              | Communication                   |  | s. 12      |



**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                 | <b>Type of section 12 claim</b>    | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b>           |
|--|-------------------------|-----------------------|---|------------------------------------|--|----------------------|
| personnel; Notes of Meeting RE: Trailer Cost (Legal Advice)  |                         |                       |   |                                    |  |                      |
| E-mail note - between Fire Department personnel<br>Re: Disposal of Goods   |                         | March 3/98            | s. 14(2)(g), 14(2)(f), 12, 8(2)(a)          | Litigation                         |  | s. 8(2)(a)           |
| Handwritten Note - Fire Department personnel; Court Motions  |                         | March 12/98           | s. 12                                       | Litigation                         |  | Disclose             |
| Handwritten Note - Fire Department personnel; Procedures for Sale of Goods   |                         | Unknown               | s. 12, 10(1)(a), 10(1)(c)                   | Litigation                         | s. 10(1)                                 | Disclose             |
| Final Inventory List of Combustibles Removed   |                         | Unknown               | s. 12                                       | Litigation                         |  | Disclose             |
| E-mail note - City lawyer to Fire Department and City personnel; Re: Pick-up of Goods                                  |                         | March 12/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)          | Communication                      |  | s. 12                |
| E-mail note - City lawyer to Fire Department and City personnel; Re: Purchasing Issues & Trailer Rentals               |                         | March 12/98           | s. 12, 10(1)(a), 10(1)(c)                   | Communication                      |  | s. 12                |
| Facsimile Re: Trailer Rate   |                         | March 13/98           | s. 12, 10(1)(a), 10(1)(c)                   | Litigation                         | s. 10(1)                                 | Disclose             |
| E-mail note - Fire Department personnel to City personnel and lawyers; Proposal Document for Sale of Inventory Pricing |                         | March 16/98           | s. 12, 7(1)                                 | Communication                      |  | s. 12                |
| Ontario Court General Division Notice of Motion  |                         | March 12/98           | s. 12, 11(e), 7(1)                          | Communication                      |  | s. 12                |
| Handwritten Note - Fire Department personnel; Re: Legal Advice Removal/Buying Goods                                    |                         | March 12/98           | s. 12                                       | Communication                      |  | s. 12                |
| Handwritten Note - Fire Department personnel; Re: Sale of Good   |                         | March 13/98           | s. 12                                       | Litigation                         |  | Disclose             |
| Handwritten Note - Fire Department personnel; Re: Access to Trailers, Court Issues, Payment Issues                     |                         | March 16/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1)    | Litigation/<br>Communication (441) | 440 - s. 10(1)                           | 440 - Di<br>441 - s. |
| Handwritten Note - Fire Department personnel; Re: Payment Issues, Sale of Good Issues, Storage Site Issues             |                         | March 17/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(c), 8(2)(a) | Litigation                         | s. 10(1)                                 | Disclose             |
| Facsimile to Fire Department personnel; Re: Storage Issues   |                         | March 17/98           | s. 12                                       | Litigation                         |  | Disclose             |
| Handwritten Note - Fire Department personnel; Re: Transfer of Goods Issues   |                         | March 18/98           | s. 12                                       | Communication                      |  | s. 12                |
| Facsimiles of Ontario Court General Division Order   |                         | March 12/98           | s. 12                                       | Litigation                         |  | Disclose             |
| Facsimiles of Ontario Court General Division Order   |                         | March 12/98           |   |                                    |  | Already              |
| Facsimile to Fire Department personnel; Re: Storage Issues   | X<br>(443)              | March 17/98           | s. 12                                       | Litigation                         |  | Disclose             |
| Facsimile to City lawyer from Fire Department personnel  |                         | March 23/98           | s. 12                                       | Litigation                         |  | Disclose             |
| Handwritten Note - Fire Department personnel; Re: Legal/Disposal/Inventory   |                         | March 19/98           | s. 14(3)(g), 14(1), 12, 8(2)(a)             | Litigation                         | s. 14(1)                                 | Disclose             |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>            | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Issues  |                         |                       |  |                                 |  |            |
| Handwritten Note - Fire Department personnel; Re: Legal Advice Access to Goods/Transfer of Goods & Court Issues |                         | March 19/98           | s. 12, 8(2)(c), 8(2)(a)                | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Law Department: Purchaser Access Issues  |                         | March 19/98           | s. 12                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Storage Issues  |                         | March 19/98           | s. 12                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Transfer of Goods   |                         | March 20/98           | s. 12                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Access & Storage Issues   |                         | March 23/98           | s. 12                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Re: Legal & Court Issues   |                         | March 23/98           | s. 12                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Re: Notice of Appeal   |                         | March 20/98           | s. 12                                  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Legal Advice Disposal & Sale of Goods Issues                  |                         | March 24/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)     | Communication                   |  | s. 12      |
| City lawyer's Memo to File  |                         | March 24/98           | s. 12                                  | Communication                   |  | s. 12      |
| Letter to City lawyer; Removal/Storage & Transfer of Goods  |                         | March 24/98           | s. 14(1), 12, 10(1)(a), 10(1)(c)       | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re: Storage Issues  |                         | March 24/98           | s. 12, 10(1)(a), 10(1)(c)              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to City personnel; Disposal of Hose   |                         | March 24/98           | s. 12                                  | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail note City lawyer to Fire Department personnel; Re: Legal Advice Notice of Order                          |                         | March 24/98           | s. 12, 11(e), 10(1)(a), 10(1)(c), 7(1) | Communication                   |  | s. 12      |
| Letter from City lawyer; Re: Legal Issues   |                         | March 24/98           | s. 12, 11(e), 10(1)(a), 10(1)(c)       | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| E-mail note City lawyer to City personnel; Re: Editing Error  |                         | March 24/98           | s. 12, 11(e), 10(1)(a), 10(1)(c)       | Communication                   | s. 10(1)                                 | s. 12      |
| Facsimile to Fire Department personnel; Storage Issues (includes diagram) Schedule A Terms of Agreement         |                         | March 24/98           | s. 12, 10(1)(a), 10(1)(c)              | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Storage Issues  |                         | March 24/98           | s. 12, 8(2)(a)                         | Litigation                      |  | Disclose   |
| Note to File - Fire Department personnel; Disposal/Storage Fire Safety Issues                                   |                         | March 24/98           | s. 14(3)(g), 12, 10(1)(a), 10(1)(c)    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile from Fire Department personnel; Storage Issues  |                         | March 24/98           | s. 12, 10(1)(a), 10(1)(c)              | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter to City personnel; Re: Inspection of Material  |                         | March 24/98           | s. 12                                  | Litigation                      |  | Disclose   |
| Confidential Letter to City personnel; Sale of Inventory  |                         | March 24/98           | s. 12, 11(e), 10(1)(b), 10(1)(a)       | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel;   |                         | March 25/98           | s. 12                                  | Litigation                      | s. 14(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                            | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Storage Issues   |                         |                       |  |                                 |  |            |
| E-mail note - City lawyer to Fire Department personnel; Re: Freedom of Information                                   |                         | March 25/98           | s. 14(1), 12   | Communication                   |  | s. 12      |
| Confidential Letter to City lawyer; Sale of Inventory  |                         | March 25/98           | s. 12  | Litigation                      |  | Disclose   |
| Letter & Fax Sheet from Fire Department personnel; Site Conditions   |                         | March 25/98           | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Legal Matters Re: Disposal  |                         | March 25/98           | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Notes to file - Fire Department personnel; Legal Matters Re: Disposal  |                         | March 25/98           | s. 14(3)(g), 14(1), 12, 10(1)(a), 10(1)(c), 8(2)(a)    | Communication                   |  | s. 12      |
| Facsimile to City lawyer; Legal Matters Re: Disposal   |                         | March 25/98           | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire department personnel; RE: Storage Issues   |                         | March 25/98           | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Letter from City lawyer; Legal Matters Re: Disposal  |                         | March 25/98           | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to City lawyer; re: Letter of March 24/98   |                         | March 24/98           | s. 14(3)(g), 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Re: Seizure of Records  |                         | March 24/98           | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Storage/Disposal Issues  |                         | March 26/98           | s. 14(3)(g), 14(3)(f), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| E-mail Note City lawyer to Fire Department personnel Re: Court Order Legal Advice                                    |                         | March 26/98           | s. 12  | Communication                   |  | s. 12      |
| Business Card, Trailer Inventory   |                         | March 26/98           | s. 12  | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel; Re: Removal of Skids  |                         | March 26/98           | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - Fire Department personnel to City lawyer; Re: Legal Advice Removal & Storage & attached correspondence |                         | March 26/98           | s. 14(3)(g), 12, 10(1)(a), 10(1)(c), 8(2)(a)           | Communication                   |  | s. 12      |
| Letter from Fire Department personnel; Re: Transfer of Goods   |                         | March 27/98           | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Storage Issues   |                         | March 28/98           | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Law Department Re: Appeal   |                         | March 29/98           | s. 14(3)(g), 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Law Department Notice of Appeal   |                         | March 30/98           | s. 12  |                                 | s. 14(1)                                 | Disclose   |
| Letter to City lawyer and accompanying Motion for Leave to Appeal  |                         | April 1/98            | Disclosed  |                                 |  | Already    |
| Supplementary Motion Record  |                         | April 1/98            | Disclosed  |                                 |  | Already    |
| Letter from City lawyer; Re: Removal & Disposal Issues   |                         | March 30/98           | s. 12, 11(e)   | Litigation                      |  | Disclose   |
| Letter from City lawyer; Re: Removal & Disposal Issues   |                         | March 30/98           | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                    | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Letter from City lawyer;<br>Re: Storage Issues   |                         | March 30/98           | s. 12, 10(1)(a),<br>10(1)(c), 7(1)             | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Letter c.c. to Fire Department personnel;<br>Re: Transfer of Goods   |                         | March 30/98           | s. 14(3)(g), 12                                | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to City lawyer; Re: Court Order<br>March 12/98 & Freedom of Information                                     |                         | March 31/98           | s. 12  | Litigation                      | s.10(1), s. 14(1)                        | Disclose   |
| Letter to City lawyer; Re: Court Order<br>March 12/98 & Freedom of Information                                     | X<br>(581)              | March 31/98           | s. 12  |                                 | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to City lawyer;<br>Re: Court Order March 12/98 & Freedom of<br>Information                               | X<br>(581)              | March 31/98           | s. 12  |                                 | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to City lawyer; Re: Court Order<br>Removal of Goods  |                         | March 31/98           | s. 12, 10(1)(a),<br>10(1)(c)                   | Litigation                      | s. 10(1)                                 | Disclose   |
| Notes to file - Fire Department personnel;<br>Legal Matters Re: Disposal   |                         | March 31/98           | s. 14(1), 12,<br>10(1)(a), 10(1)(c)            | Communication                   |  | s. 12      |
| Letter to Fire Department personnel; Invoice<br>fo Removal of Goods  |                         | April 1/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to City lawyer; Re: Motion for Leave<br>to Appeal   |                         | April 1/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Re: Court Order<br>March 12/98  |                         | April 1/98            | s. 12, 7(1)                                    | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;<br>Removal Issues   |                         | April 1/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from City lawyer; Re: Legal<br>Matters - Court Orders, Notice of Appeal &<br>Storage Costs               |                         | April 298             | s. 12, 10(1)(c),<br>10(1)(a), 8(2)(a),<br>7(1) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Loading for Affected party  |                         | April 1/98            | s. 12, 10(1)(a),<br>10(1)(c)                   | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| E-mail note from City lawyer to Fire<br>Department personnel; Re: Legal Advice<br>Court Order Sale/Disposal Issues |                         | April 2/98            | s. 14(1), 12, 8(2)(a),<br>7(1)                 | Communication                   |  | s. 12      |
| Letter from City lawyer; Communication<br>Re: April 1/98 Letter  |                         | April 1/98            | s. 12  | Litigation                      |  | Disclose   |
| Letter from City lawyer; Re:<br>Storage/Costs/Removal of Goods   |                         | April 2/98            | s. 14(3)(g), 14(2)(g),<br>12                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to City lawyer; Re: Appeal  |                         | April 2/98            | s. 12  | Litigation                      |  | Disclose   |
| Letter to City lawyer; Re: Appeal  |                         | April 2/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Removal  |                         | April 2/98            | s. 12  | Litigation                      |  | Disclose   |
| Letter to Fire Department personnel; Re:<br>Storage & Safety Issues  |                         | April 2/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to Fire Department personnel; Re:<br>Storage & Safety Issues Faxed to Fire<br>Department personnel          |                         | April 7/98            | s. 12  | Communication                   |  | s. 12      |
| Notes to File - Fire Department personnel;<br>Re: Removal  |                         | April 3/98            | s. 14(3)(g), 12                                | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to City lawyer; Re:   |                         | April 3/98            | s. 12, 10(1)(a),                               | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Removal/Cost/Storage Issues   |                         |                       | 10(1)(c)   |                                 |  |            |
| Letter from City lawyer;<br>Re: Court Order March 12/98                                       |                         | April 3/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to Fire Department personnel Re:<br>Reply to April 1/98 Letter                         |                         | April 3/98            | s. 14(3)(g), 12,<br>10(1)(a), 10(1)(c),<br>8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Letter from City lawyer; Re: Court Order<br>March 12/98 Storage Costs                         | X<br>(620)              | April 3/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Invoices, Inventory, Trailer Locations  |                         | April 6/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Removal Issues                                 |                         | April 3/98            | s. 12  | Litigation                      |  | Disclose   |
| Invoice   |                         | April 3/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Litigation                      | s.10(1)                                  | Disclose   |
| Letter from Fire Department personnel; Re:<br>Loading of Shipping Containers & Court<br>Order |                         | April 3/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Litigation                      | s. 10(1)                                 | Disclose   |
| Notes of Fire Department personnel; Re:<br>Unloading of Trailers                              |                         | April 6-9/98          | s. 14(1), 14(3)(g),<br>12, 10(1)(a),<br>10(1)(c)   | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Letter to Fire Department personnel; Re:<br>Loading of Storage Containers                     |                         | April 3/98            | s. 14(3)(g), 12,<br>10(1)(a),(b), (c)              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Removal                                      |                         | April 3/98            | s. 12  | Litigation                      |  | Disclose   |
| Handwritten Notes - Fire Department<br>personnel; Re: Removal/Payment/Insurance<br>Issues     |                         | April 3-4/98          | s. 14(2)(f), 12,<br>10(1)(a), 10(1)(c),<br>8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile Re: Loading of Containers   |                         | April 3/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile Re: Loading of Containers<br>(Response)   |                         | April 3/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Communications                                 |                         | April 3/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Loading of Containers & attached letters       |                         | April 3/98            | s. 14(3)(g), 12,<br>10(1)(a),(b), (c)              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Storage Location                               |                         | April 3/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Loading & Payment Issues                       |                         | April 3/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Loading Issues                               |                         | April 3/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter from Fire Department personnel; Re:<br>Limits of Court Order                           |                         | April 3/98            | s. 12, 8(2)(a)                                     | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter Loading Issues   |                         | April 4/98            | s. 14(2)(i), 12,<br>10(1)(a), 10(1)(c)             | Litigation                      | s. 10(1). s. 14(1)                       | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Storage Location & Loading Issues            |                         | April 4/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re:   |                         | April 4/98            | s. 12  | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                   | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|---|---------------------------------|--|------------|
| Removal of Materials   |                         |                       |   |                                 |  |            |
| Letter to City lawyer; Re: Disposal of Goods & Appeal  |                         | April 5/98            | s. 14(3)(g), 14(2)(i), 12                     | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; RE: Authorization to Transfer                              |                         | April 5/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re: Transfer of Goods, Court Order                         |                         | April 5/98            | s. 14(3)(g), 14(2)(i), 12, 10(1)(a), 10(1)(c) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile Re: Transfer of Goods  |                         | April 6/98            | s. 12, 10(1)(a),(b),(c)                       | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Invoice  |                         | April 6/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Transfer Approvals                                     |                         | April 6/98            | s. 12   | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Release of Trailers                                    |                         | April 6/98            | s. 12   | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Opening of Disposal Tenders                      |                         | April 6/98            | s. 12   | Litigation                      |  | Disclose   |
| Note to File - Fire Department personnel; Re: Transfer of Goods                                    |                         | April 6/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Transfer of Goods                                      |                         | April 6/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel RE: Yard Inspection                                   |                         | April 6/98            | s. 12   | Litigation                      |  | Disclose   |
| Facsimile to Fire department personnel; Re: Payment Issues   |                         | April 6/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter from Fire Department personnel; Re: Removal of Trailers & Storage Costs                     |                         | April 6/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Movement of Trailers                                   |                         | April 6/98            | s. 12   | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Transfer of Goods & Payment Issues               |                         | April 7/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Payment Issues   |                         | April 7/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile Re: Return of Trailers   |                         | April 7/98            | s. 12   | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Payment Issues                                       |                         | April 7/98            | s. 12   | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Payment Issues                                       |                         | April 7/98            | s. 12, 10(1)(a), 10(1)(c)                     | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Transfer of Goods/Payment Issues/Safety Concerns |                         | April 7/98            | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)            | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to City lawyer from Fire Department personnel; Re: Court Order & Payment Issues          |                         | April 7/98            | s. 12, 10(1)(a), 10(1)(c)                     | Communication                   | s. 10(1)                                 | s. 12      |
| Facsimile to Fire Department personnel; Re:  |                         | April 7/98            | s. 12, 10(1)(a),                              | Litigation                      | s. 10(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                            | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Transfer of Goods   |                         |                       | 10(1)(c)   |                                 |  |            |
| Facsimile to Fire Department personnel; Re: Payment Issues                                      |                         | April 8/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Payment Issues/Inventory                            |                         | April 8/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to Fire Department personnel; Re: Sale of Goods/Court Order                              |                         | April 8/98            | s. 12, 8(2)(a), 7(1)                                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Transfer of Goods                             |                         | April 8/98            | s. 14(2)(I), 12, 10(1)(a), 10(1)(c), 8(2)(a)           | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Letter to City lawyers; Legal Matter  |                         | April 8/98            | s. 12  | Litigation                      |  | Disclose   |
| Letter to City lawyer; Re: Court Order  |                         | April 8/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Sale of Goods                                       |                         | April 8/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Payment Issues                                      |                         | April 8/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Payment Issues/Authorization for Transfer         |                         | April 8/98            | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re: Trailer Inventory/Payment Issues                    |                         | April 8/98            | s. 12  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; RE: Payment Issues/Trailer Inventory/Legal Advice |                         | April 8/98            | s. 14(3)(g), 14(2)(i), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Note - Fire Department personnel; RE: Payment Issues/Trailer Inventory/Legal Advice |                         | April 8/98            | s. 14(3)(g), 14(2)(i), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; RE: Payment Issues/Trailer Inventory/Legal Advice |                         | April 8/98            | s. 14(3)(g), 14(2)(i), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Fire Prevention Bureau Report Sheets  |                         | April 9/98            | s. 14(3)(g), 14(2)(i), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Inventory Removed from Trailers   |                         | April 9/98            | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1)                                 | Disclose   |
| Trailer Listing Information   |                         | Unknown               | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Authorization Trailer Removal                     |                         | April 9/98            | s. 12  | Litigation                      |  | Disclose   |
| Letter from City lawyer; Re: Justice Crane endorsement of Feb 19/98                             |                         | April 9/98            | s. 12  | Litigation                      |  | Disclose   |
| Letter to City lawyer<br>Re: Payment Issues   |                         | April 9/98            | s. 14(3)(g), 14(2)(i), 12, 10(1)(a), 10(1)(c)          | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile from Fire Department personnel; Re: Unloading of Trailers/Payment Issues              |                         | April 9/98            | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile from Fire Department personnel; Re: Unloading of Trailers/Payment Issues              |                         | April 9/98            | s. 12  | Litigation                      | s. 10(1) s. 14(1)                        | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                            | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Facsimile to Fire Department personnel; Re: Court Order/Payment Issues/Transfer of Goods                |                         | April 9/98            | s. 14(2)(f), 14(1), 12                                 | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile cc. To Fire Department personnel; Re: Trailers/Payment Issues                                 |                         | April 9/98            | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Return of Trailers/Legal Advice                       |                         | April 9/98            | s. 12, 8(2)(a), 7(1)                                   | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Legal Advice/Unloading of Trailer/Payment of Trailers |                         | April 9/98            | s. 12, 8(2)(a), 7(1)                                   | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Unloading of Trailer/Payment Issues                   |                         | April 9/98            | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to City lawyer; Re: Storage of Trailers   |                         | April 12/98           | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to City lawyer; Re: Storage of Trailers   |                         | April 12/98           | s. 12  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Unloading of Trailer                                  |                         | April 11/98           | s. 14(3)(g), 14(2)(f), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Trailers & Weight of Goods                            |                         | April 13/98           | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Note - Author Unknown Re: Shipping Issues   |                         | Unknown               | s. 14(1), 12   | Litigation                      | s. 14(1)                                 | Disclose   |
| Posted Note Re: Facsimile of Letter & Letter from Fire Department personnel; Re: Payment of Materials   |                         | April 14-15/98        | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| E-mail note - Fire Department personnel to City lawyer Re: Location of Trailers                         |                         | April 15/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire department personnel to City lawyer; Re: Location of Trailers                        |                         | April 15/98           | s. 12  | Litigation                      |  | Disclose   |
| Note to File - Fire Department personnel; Activity Log of Trailers                                      |                         | April 15/98           | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel Re: Compliance of Court Order                                    |                         | April 16/98           | 14(2)(i), 14(2)(f), 12                                 | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Re: Payment Issues & Court Order Enforcement                                   |                         | April 16/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)                     | Litigation                      |  | s. 12      |
| Handwritten Note - Fire Department personnel; Legal Advice  |                         | April 23/98           | s. 12, 10(1)(a), 10(1)(c), 7(1)                        | Communication                   |  | s. 12      |
| Letter from City lawyer; Re: Possession/Removal of Materials  |                         | April 17/98           | s. 14(2)(f), 14(2)(i), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      |  | s. 12      |
| Letter from City lawyer; Re: Review of Affidavit  |                         | April 16/98           | s. 12  | Litigation                      |  | s. 12      |
| Continuation of Fire Department personnel Notes as Recorded under Record No. 645-654                    |                         | April 6-9/98          | s. 12, 10(1)(a), 10(1)(c)                              | Litigation                      | s. 10(1)                                 | Disclose   |



**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>   | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b>                       |
|---|-------------------------|-----------------------|---|---------------------------------|--|----------------------------------|
| Facsimile from Fire Department personnel;<br>Re: Release of Trailers                  |                         | April 16/98           | s. 12   | Litigation                      |  | Disclose                         |
| Memo From City to Fire Department<br>personnel<br>Re: Sale & Disposal of Combustibles | X<br>(1311)             | April 14/98           | s. 12   | Litigation                      | s. 10(1)                                 | Disclose                         |
| Facsimile from Fire Department personnel;<br>Re: Notification of Sale                 |                         | April 9/98            | s. 12, 8(2)(a)  | Litigation                      |  | Disclose                         |
| Telephone Message, Facsimile to Fire<br>Department personnel;<br>Re: Purchasing Bids  |                         | April 7/98            | s. 12   | Litigation                      | s. 10(1)                                 | Disclose                         |
| Poster Bid from affected party  |                         | April 3/98            | s. 12, 10(1)(c),<br>10(1)(a)  | Litigation                      | s. 10(1)                                 | Disclose                         |
| Bid from Affected party - Removal of Goods  |                         | March 27/98           | s. 12, 10(1)(c),<br>10(1)(a)  | Litigation                      | s. 10(1)                                 | Disclose                         |
| Bid from Affected Party - Removal of Goods  |                         | Unknown               | s. 12, 10(1)(c),<br>10(1)(a)  | Litigation                      | s. 10(1)                                 | Disclose                         |
| Proposal Document for Sale of Inventory<br>Removed From Premises                      |                         | April 3/98            | s. 12   | Litigation                      |  | Disclose                         |
| Weigh Bills   |                         | April 15-23/98        | s. 12   | Litigation                      |  | Disclose                         |
| Form of Tender Document - Disposal of<br>Combustible Goods & Hazardous Waste          | X<br>(898-921)          | April 6/98            | 1187-1191,<br>1193-1213 s. 12;<br>1192 s. 12, 7(1)                            | Litigation                      |  | 1192 - s.<br>Disclose<br>1193-12 |
| Addendum to Tender Proposal Document  |                         | March 30/98           | s. 12   | Litigation                      |  | Disclose                         |
| Addendum to Tender Proposal Document  |                         | March 26/98           | s. 12   | Litigation                      |  | Disclose                         |
| Bid from Affected Party - Dispose of<br>Combustible Goods                             |                         | April 6/98            | 1216-1218,<br>1220-1228 s. 12,<br>10(1)(c), 10(1)(a);<br>1219 s. 14(3)(d), 12 | Litigation                      | s. 10(1), s. 14(1)                       | Disclose                         |
| Bid from Affected Party - Dispose of<br>Combustible Goods                             |                         | April 6/98            | 1229-1231,<br>1233-1237 s. 12,<br>10(1)(c), 10(1)(a);<br>1232 s. 14(3)(d), 12 | Litigation                      | s. 10(1), s. 14(1)                       | Disclose                         |
| Bid from Affected party - Dispose of<br>Combustible Goods                             |                         | April 6/98            | 1238-1240,<br>1242-1246 s. 12,<br>10(1)(c), 10(1)(a);<br>1241 s. 14(3)(d), 12 | Litigation                      | s. 10(1), s. 14(1)                       | Disclose                         |
| Bid from Affected party - Dispose of<br>Combustible Goods                             |                         | April 3/98            | 1247-1249,<br>1251-1255 s. 12,<br>10(1)(c), 10(1)(a);<br>1250 s. 14(3)(d), 12 | Litigation                      | s. 10(1), s. 14(1)                       | Disclose                         |
| Summary of Bid Submission -Dispose of<br>Combustible Goods                            |                         | April 6/98            | s. 12, 10(1)(c),<br>10(1)(a)  | Litigation                      | s. 10(1)                                 | Disclose                         |
| Facsimile to City personnel - Quotation   |                         | April 8/98            | s. 12   | Litigation                      |  | Disclose                         |
| Facsimile to Fire Department personnel; Re:<br>Trailer Costs                          |                         | April 7/98            | s. 12, 10(1)(c),<br>10(1)(a)  | Litigation                      | s. 10(1)                                 | Disclose                         |
| Memo from City Personnel to Fire<br>Department personnel; Re: Acceptable Bids         |                         | April 6/98            | s. 12   | Litigation                      |  | Disclose                         |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| F& A Recommendation RE: Awarding of Proposal  |                         | April 7/98            | s. 12                                    |                                 |  | Already    |
| Handwritten Note Tender Information   |                         | Unknown               | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Disposal of Goods, E-mail note on Recommendation to Council |                         | April 7-9/98          | s. 12, 7(1)                              | Litigation                      |  | s. 7(1)    |
| Notice of Meeting & F&A Report of April 9/98 Item 1,2 #3  |                         | April 8-9/98          | s. 12                                    | Litigation                      |  | Disclose   |
| Notice of Meeting Committee of the Whole April 9/98   |                         | April 8/98            | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note: Author Unknown Re: Legal Advice   |                         | April 9/98            | s. 12, 7(1)                              | Litigation                      |  | s. 7(1)    |
| Handwritten Note - Fire Department personnel; RE: Council Approval, Successful Bidder                         |                         | April 9/98            | s. 12                                    | Litigation                      |  | Disclose   |
| Draft F&A Recommendation RE: Sale & Disposal of Combustible Materials April 9/98                              |                         | April 9/98            | s. 12, 7(1)                              | Litigation                      |  | s. 7(1)    |
| F&A Recommendation Re: Sale & Disposal Of Combustible Goods & Appendix A                                      |                         | April 9/98            | s. 12                                    |                                 |  | Already    |
| Facsimile to Fire Department personnel; Re: Cost of Storage & Staff Advice, Trailer Information               |                         | April 7/98            | s. 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Litigation                      | s. 10(1)                                 | Disclose   |
| Background Info Re: Proposal, Tender Document   |                         | Unknown               | s. 12, 10(1)(c), 10(1)(a), 7(1)          | Litigation                      | s. 10(1)                                 | s. 7(1)    |
| Facsimile from Fire Department personnel; Re: Notification of Award of Contract                               |                         | April 9/98            | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Facsimile to City personnel; Re: Contract   |                         | April 14/98           | s. 12                                    | Litigation                      |  | Disclose   |
| E-mail note between City and Fire Department personnel; Re: Purchase Order                                    |                         | April 14/98           | s. 12                                    | Litigation                      |  | Disclose   |
| Letter to City personnel Re: Tender   |                         | April 14/98           | s. 12                                    | Litigation                      |  | Disclose   |
| Letter Re: Removal of Trailers  |                         | April 14/98           | s. 12                                    | Litigation                      |  | Disclose   |
| Facsimile Cover Page  |                         | April 14/98           | s. 12                                    | Litigation                      |  | Disclose   |
| Requisition Form - Sale of Combustible Materials  |                         | April 9/98            | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Notes of Mtg. Insurance/Destination of Materials Issues     |                         | April 14/98           | s. 14(2)(g), 14(2)(h), 12                | Communication                   |  | s. 12      |
| Posted Note Re: Skids of Jugs   |                         | Unknown               | s. 12                                    | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Approval & Authorization Trailer Access                         |                         | April 14/98           | s. 12                                    | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Approval & Authorization Trailer Access                         |                         | April 14.98           | s. 12                                    | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|------------------------------|---------------------------------|--|------------|
| Facsimile from Fire Department personnel;<br>Re: Revised Inventory List                                |                         | April 14/98           | s. 12                        | Litigation                      |  | Disclose   |
| E-mail note Fire Department personnel to<br>City lawyer; Re: Inventory & Tender Issues<br>Legal Advice |                         | April 15/98           | s. 12, 7(1)                  | Communication                   |  | s. 12      |
| Memo from City to Fire Department<br>personnel; Re: Sale & Disposal of<br>Combustible Materials        | X<br>(864)              | April 14/98           | s. 12                        | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter from City Lawyer to a company Re:<br>Disposal of Goods  |                         | April 16/98           | s. 12                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Removal of Trailers                                   |                         | April 16/98           | s. 12                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Removal of Trailers                                   |                         | April 17/98           | s. 12                        | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department<br>personnel; Re: Costs for Sale of Posters                         |                         | April 17/98           | s. 12, 7(1)                  | Litigation                      |  | Disclose   |
| Facsimile to City lawyer Proposed Motion   |                         | April 17/98           | s. 12                        | Litigation                      |  | s. 12      |
| Letter from City lawyer;<br>Re: Communication April 15th Letter  |                         | April 17/98           | s. 12                        | Litigation                      |  | Disclose   |
| Letter from City lawyer; Re: Removal of<br>Files   |                         | April 17/98           | s. 12                        | Litigation                      |  | Disclose   |
| File Note - Fire Department personnel;<br>Trailer Information  |                         | April 20/98           | s. 12                        | Litigation                      |  | Disclose   |
| Dates for Return of Trailers   |                         | April 19/98           | s. 14(2)(g), 14(2)(f),<br>12 | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail - City lawyer to Fire Department<br>personnel;<br>Re: Documents                                 |                         | April 20/98           | s. 12                        | Communication                   |  | s. 12      |
| Facsimile from Fire Department personnel;<br>Re: Dates for Return of Trailers                          |                         | April 20/98           | s. 12                        | Litigation                      |  | Disclose   |
| Note Regarding Outstanding Return of<br>Trailer  |                         | Unknown               | s. 12                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Dates of Return of Trailers                           |                         | April 22/98           | s. 12                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Dates of Return of Trailers                           |                         | April 23/98           | s. 12                        | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                                     |                         | April 15/98           | s. 14(1), 12, 8(2)(a)        | Litigation                      | s. 14(1)                                 | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                                     |                         | April 16/98           | s. 12                        | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                                     |                         | April 17/98           | s. 12                        | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                                     |                         | April 20/98           | s. 12                        | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                                     |                         | April 21/98           | s. 12                        | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;   |                         | April 22/98           | s. 12                        | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                   | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|---|---------------------------------|--|------------|
| Re: Trailer Activity  |                         |                       |   |                                 |  |            |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                              |                         | April 23/98           | s. 12   | Litigation                      |  | Disclose   |
| Notes to File - Fire Department personnel;<br>Re: Trailer Activity                              |                         | April 24/98           | s. 12   | Litigation                      |  | Disclose   |
| Email note - City lawyer to Fire Department personnel; Re: Warrant                              |                         | Dec 16/97             | s. 12, 8(2)(a)                                | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel; Re: Warrant                             |                         | Nov 25/97             | s. 12, 8(2)(a), 7(1)                          | Communication                   |  | s. 12      |
| Facsimile to Fire Department personnel; Re: Procedures for Obtaining Warrant                    |                         | Dec 16/97             | 1364-1370, 1372-1374 s. 12; 1371 s. 12, 7(1); | Litigation                      |  | Disclose   |
| Sample Fire Marshal's Order   |                         | no date               | s. 12, 8(2)(a)                                |                                 |  | Disclose   |
| Ontario Division Court Re: Information to Obtain Warrant  |                         | Jan 12/98             | 1405 s. 12, 8(2)(a), 7(1)                     |                                 |  | Already    |
| Letter from City lawyer; Re: Executed Copy of Amending Contract for specified address           |                         | April 16/98           | s. 12   | Litigation                      | s. 10(1)                                 | Disclose   |
| Agreement for Removal & Storage of Materials  |                         | March 16/98           | s. 12, 7(1)                                   | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail note from Fire Department personnel to City lawyer; Re: Legal Advice Re: Waxman Contract |                         | April 1/98            | s. 12   | Communication                   |  | s. 12      |
| Letter from City lawyer; Re: Draft Contract to Amend Existing                                   |                         | March 26/98           | s. 12, 7(1)                                   | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Inventory Sheets                              |                         | Feb 13/98             | s. 12   | Litigation                      |  | Disclose   |
| Handwritten Note - Fire department personnel; Re: Storage/Payment Issues                        |                         | Jan 28 - Feb 10/98    | s. 12, 8(2)(a), 7(1)                          | Litigation                      |  | Disclose   |
| Invoice Re: Loading/Transportation/Storage  |                         | Jan 21/98             | s. 12   | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail note - City lawyer to Fire Department and City personnel;<br>Re: Contract                |                         | Feb 10/98             | s. 12, 7(1)                                   | Communication                   |  | s. 12      |
| Draft Agreement for Removal of Certain Hazardous Materials                                      |                         | Jan 14/98             | s. 12, 7(1)                                   | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel; Re: Payment Issues                      |                         | Feb 9/98              | s. 12, 7(1)                                   | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department and City personnel;<br>Re: Contract                |                         | Feb 6/98              | s. 12, 7(1)                                   | Communication                   |  | s. 12      |
| Letter from a company to Fire Department;<br>Re: Additional Trailers                            |                         | Jan 26/98             | s. 12   | Litigation                      |  | Disclose   |
| E-mail note - between Fire Department personnel; Re: Storage Costs                              |                         | Jan 21/98             | s. 12, 7(1)                                   | Litigation                      |  | s. 7(1)    |
| E-mail note - between City lawyer, Fire Department and City personnel; Re: Contract             |                         | Jan 20/98             | s. 12, 7(1)                                   | Communication                   |  | s. 12      |
| Letter to Fire Department personnel from a  |                         | Jan 21/98             | s. 12   | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>         | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|-------------------------------------|---------------------------------|--|------------|
| company; Re: Additional Trailers   |                         |                       |                                     |                                 |  |            |
| Handwritten Note - Fire Department personnel; Re: Safety/Inventory/Security/Payment Issues             |                         | Jan 20-21/98          | s. 12, 8(2)(a)                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Trailer Info/Security Issues                         |                         | Jan 19/98             | s. 12                               | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Trailer Info/Security Issues                         |                         | Jan 16/98             | s. 12                               | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Inspection & news article                            |                         | Jan 17/98             | s. 14(3)(g), 14(2)(f), 14(2)(i), 12 | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Status of Contract                                   |                         | Jan 13/98             | s. 12                               | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Contract   |                         | Unknown               | s. 12, 8(2)(a)                      | Litigation                      |  | Disclose   |
| Letter to Purchasing Re: Procedure for Removal/Transport Materials                                     |                         | Jan 9/98              | s. 12, 10(1)(c), 10(1)(a)           | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Legal Issues Contract                                |                         | Jan 12/98             | s. 12, 8(2)(a), 7(1)                | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: media Article Status Report to Aldermen              |                         | Jan 9/98              | s. 12, 8(2)(a)                      | Litigation                      |  | Disclose   |
| Handwritten Note & Business Card Re: Proposal for Site   |                         | Jan 9/98              | s. 12                               | Litigation                      |  | Disclose   |
| Letter to Fire Department personnel; Re: Procedure for Removal/Transport                               |                         | Jan 7/98              | s. 14(1), 12, 10(1)(a), 10(1)(c)    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to City personnel from Fire Department personnel; Re: Procedure for Removal/Transport        |                         | Jan 7/98              | s. 12, 10(1)(c), 10(1)(a)           | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Storage Site & Proposal                              |                         | Jan 5-7/98            | s. 12, 8(2)(a)                      | Litigation                      |  | Disclose   |
| E-mail note - City lawyer and Fire Department personnel; Re: Legal Advice Re: Removal of Materials     |                         | Jan 5/98              | s. 12, 8(2)(a), 7(1)                | Communication                   |  | s. 12      |
| Letter to Fire Department personnel; Re: Procedure for Removal/Transport                               |                         | Jan 2/98              | s. 12, 10(1)(c), 10(1)(a)           | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Proposal for Storage Site, Status Report to Aldermen |                         | Jan 2/98              | s. 14(1), 12, 10(1)(a), 10(1)(c)    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Form of Quotation Re: Removal of Transportation/Storage of Goods - Affected party                      |                         | Dec 15/97             | s. 12, 10(1)(a), 10(1)(c)           | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter to Fire Department personnel; Re: Procedure for Removal/Transport                               |                         | Jan 2/98              | s. 12                               | Litigation                      |  | Disclose   |
| Executed Contract : Removal & Storage of Goods   |                         | Feb 18/98             | s. 12                               | Litigation                      | s. 10(1)                                 | Disclose   |
| Request for Quotation : Removal/Transport/Storage Combustible Goods                                    |                         | Unknown               | s. 12                               | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|------------------------------|---------------------------------|--|------------|
| Request for Quotation :<br>Removal/Transport/Storage Combustible Goods                     | X<br>(1478-1484)        | Unknown               | s. 12                        | Litigation                      |  | Disclose   |
| Request for Quotation :<br>Removal/Transport/Storage Combustible Goods - Affected party    |                         | Dec 22/97             | s. 12, 10(1)(a),<br>10(1)(c) | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Site Visit, Bid Info                     |                         | Dec 15/97             | s. 12, 8(2)(a), 7(1)         | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel and City lawyer<br>RE: Quotation Document           | X<br>(1478-1484)        | Dec 12/97             | s. 12                        | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel from City lawyer<br>Re: Request for Quotation       |                         | Dec 12/97             | s. 12, 7(1)                  | Litigation                      |  | s. 7(1)    |
| Letter to Fire Department; Re: Decline to make Bid   |                         | Dec 15/97             | s. 12                        | Litigation                      |  | Disclose   |
| Summary of Bids Re:<br>Removal/Storage/Transportation Combustible Goods                    |                         | Dec 23/97             | s. 12, 10(1)(a),<br>10(1)(c) | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail note - City lawyers, Fire Department and City personnel; Re: Request for Quotes     |                         | Dec 12/97             | s. 12, 7(1)                  | Communication                   |  | s. 12      |
| E-mail note - between City personnel; Re: Draft Request for Quotation                      |                         | Dec 11/907            | s. 12, 7(1)                  | Litigation                      |  | s. 7(1)    |
| Handwritten note - Fire Department personnel; Meeting Notes Removal/Storage Goods          |                         | Dec 11/97             | s. 12, 8(2)(a)               | Litigation                      |  | Disclose   |
| Letter to Fire Department personnel; Re: Request for Opportunity to Quote Disposal         |                         | Dec 10/97             | s. 12                        | Litigation                      |  | Disclose   |
| Letter from City personnel;<br>Re: Request for Proposals                                   |                         | Feb 26/98             | s. 12                        | Litigation                      | s. 10(1)                                 | Disclose   |
| Memo from Fire Department and City personnel; Re: Request for Proposals                    |                         | Jan 16/98             | s. 12                        | Litigation                      | s. 10(1)                                 | Disclose   |
| Chronological Background Re: Tender Process  |                         | Unknown               | s. 12                        | Litigation                      | s. 10(1)                                 | Disclose   |
| Chronological Background Re: Tender Process  | X<br>(1533-1535)        | Unknown               | s. 12                        | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to City personnel;<br>Re: Request for Proposal                                   |                         | Jan 13/98             | s. 12                        | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire department personnel; Re: Engineering Report                       |                         | Unknown               | s. 12, 8(2)(a)               | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Temporary Storage Site - Confidential          |                         | Dec 24/97             | s. 12, 10(1)(a),<br>10(1)(c) | Litigation                      | s. 10(1)                                 | Disclose   |
| Form of Quotation Re:<br>Removal/Transportation/Storage Combustible Goods - Affected party |                         | Dec 22/97             | s. 12, 10(1)(a),<br>10(1)(c) | Litigation                      | s. 10(1)                                 | Disclose   |
| Form of Quotation Re: Removal of Transportation/Storage of Goods - Affected party          |                         | Dec 15/97             | s. 12, 10(1)(a),<br>10(1)(c) | Litigation                      | s. 10(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Handwritten Note - Fire Department personnel;<br>Re: Storage Locations & Tender                 |                         | Dec 24/97             | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel;<br>Re: Review of Proposed Sites                   |                         | Dec 24/97             | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel;<br>Re: Review of Proposed Sites                   |                         | Unknown               | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Site Locations                                      |                         | Dec 23/97             | s. 12                                    | Litigation                      |  | Disclose   |
| Form of Quotation Re: Removal/Sale/Transportation of Combustibles - Affected party              |                         | Dec 22/97             | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile of Bidders Application Affected party   |                         | Dec 22/97             | s. 12                                    | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile Re: Insurance Form  |                         | Dec 22/97             | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note : Fire Department personnel; Re: Tender Process                                |                         | Dec 19/97             | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Storage Sites                                 |                         | Jan 5-6/98            | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)       | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Request for Proposal                              |                         | Jan 6/98              | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail note - City lawyer to Fire Department personnel; Re: Legal Advice Site Locations & Media |                         | Jan 5/98              | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)       | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Status Report                                     |                         | Jan 5/98              | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Tender Bid  |                         | Jan 5/98              | s. 12                                    | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Site Locations                                      |                         | Jan 2/98              | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire department personnel; Re: Request for Proposal & Site Locations         |                         | Dec 31/97             | s. 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1) | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Request for Proposal & Storage Locations            |                         | Dec 31/97             | s. 12                                    | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Quote for Remove & Dispose                        |                         | Dec 3/97              | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Quote for Remove & Dispose                        |                         | Dec 9/97              | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter to City personnel;<br>Re: Quote for Removal  |                         | Nov 13/97             | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire department and City personnel; Re: Affected party quote                     |                         | Nov 26/97             | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire department and City personnel; Re: Estimate for Cleanup                     |                         | Unknown               | s. 12, 10(1)(a), 10(1)(c)                | Litigation                      | s. 10(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>           | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|---------------------------------------|---------------------------------|--|------------|
| Facsimile to City personnel;<br>Re: Quote for Installation of Lighting                           |                         | Nov 13/97             | s. 12, 10(1)(a),<br>10(1)(c)          | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to City personnel;<br>Re: Quote for Building Repairs                                   |                         | Nov 11/97             | s. 12, 10(1)(a),<br>10(1)(c)          | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Quote for Sprinkler System                        |                         | Nov 13/97             | s. 12, 10(1)(a),<br>10(1)(c)          | Litigation                      | s. 10(1)                                 | Disclose   |
| E-mail note - between City and Fire<br>Department personnel; Re: Quotes                          |                         | Nov 10/97             | s. 14(1), 12                          | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Fire Code Issues                                |                         | Nov 11/97             | s. 12, 8(2)(a)                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Fire Code Issues                                |                         | Nov 11/97             | s. 12, 8(2)(a)                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Fire Code Issues                                |                         | Nov 11/97             | s. 12, 8(2)(a)                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Fire Code Issues                                |                         | Nov 11/97             | s. 12, 8(2)(a)                        | Litigation                      |  | Disclose   |
| Handwritten note - Fire Department<br>personnel; Re: Repair Costs                                |                         | Unknown               | s. 12                                 | Litigation                      | s. 10(1)                                 | Disclose   |
| Business Cards   |                         | Unknown               | s. 12                                 | Litigation                      |  | Disclose   |
| Specified Address & Surrounding Locations<br>- Videotapes  |                         | Nov 3-4/97            | s. 12, 8(2)(a),<br>8(1)(c)            | Litigation                      |  | Disclose   |
| Photographs - Goods  |                         | Feb 4-6/98            | s. 12, 8(2)(a),<br>8(1)(c)            | Litigation                      |  | Disclose   |
| Photographs - Sprinkler System &<br>Handwritten Notes - Fire Department<br>personnel             |                         | Feb 2/98              | s. 12, 8(2)(a),<br>8(1)(c)            | Litigation                      |  | Disclose   |
| Photographs - Specified Address &<br>Handwritten Note - Fire Department<br>personnel             |                         | Feb 2/98              | s. 12, 8(2)(a),<br>8(1)(c)            | Litigation                      |  | Disclose   |
| Photographs - Specified Address &<br>Handwritten Note - Fire Department<br>personnel             |                         | Dec 8/97              | s. 12, 8(2)(a),<br>8(1)(c)            | Litigation                      |  | Disclose   |
| Photographs - Specified address &<br>Handwritten Note (author unknown)                           |                         | Oct 30-Nov<br>3/97    | s. 12, 8(2)(a),<br>8(1)(c)            | Litigation                      |  | Disclose   |
| Business Card & Security Contact   |                         | Jan 27/98             | s. 12                                 | Litigation                      |  | Disclose   |
| Facsimile - Copy of Note to File Re:<br>Inventory  |                         | Dec 9/97              | s. 12                                 | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department<br>personnel; Re: Access to Building/MSDS &<br>Removal Issues |                         | Dec 8/97              | s. 12, 10(1)(a),<br>10(1)(c), 8(2)(a) | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Handwritten Note - Fire Department<br>personnel; Re: Sprinkler System/Storage<br>Issues          |                         | Dec 8/97              | s. 12, 8(2)(a)                        | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department<br>personnel; Re: Access/Repair Issues                        |                         | Dec 9/97              | s. 12, 8(2)(a)                        | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department<br>personnel; Re: Access to Building                          |                         | Dec 9/97              | s. 12                                 | Litigation                      |  | Disclose   |



**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|------------------------------------|---------------------------------|--|------------|
| Handwritten Note to Fire Department personnel; Re: Building Activities |                         | Unknown               | s. 12                              | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 9/97              | s. 12                              | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 9/97              | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Access to Building   |                         | Dec 10-11/97          | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Prevention Bureau Report Sheet                 |                         | Dec 10/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 10/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - (author unknown) Re: Building Activities            |                         | Dec 10/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Business Cards   |                         | Unknown               | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Information Sheet Re: Authorized Access & Assignments for Staffing     |                         | Dec 10/97             | s. 14(1), 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Court Order Issues   |                         | Dec 11/97             | s. 14(2)(I), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 11/97             | s. 14(2)(i), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 11/97             | s. 14(2)(i), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - (author unknown) Re: Building Activities            |                         | Dec 11/97             | s. 14(2)(i), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 11/97             | s. 14(2)(i), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 12/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Re: FSO Building Activity                           |                         | Dec 15/97             | s. 14(2)(d), 12, 8(2)(a)           | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Re: FSO Building Activity                           |                         | Dec 16/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Re: FSO Building Activity                           |                         | Dec 18/97             | s. 14(2)(g), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Re: FSO Building Activity                           |                         | Dec 18/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - (author unknown) Re: Removal of Material            |                         | Dec 19/97             | s. 12                              | Litigation                      |  | Disclose   |
| Posted Note  |                         | Dec 19/97             | s. 12                              | Litigation                      |  | Disclose   |
| Handwritten Note - (author unknown) Re: Building Activities            |                         | Dec 22/97             | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities  |                         | Dec 23/97             | s. 12                              | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Access Issues        |                         | Dec 24 & 27/97        | s. 12, 8(2)(a)                     | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Handwritten Note - Fire Department personnel; Re: Building Activity                   |                         | Jan 2/98              | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 7/98              | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - (author unknown) Re: Electrical Repairs                            |                         | Jan 12/98             | s. 12, 8(2)(a)                             | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security/Access Issues              |                         | Jan 8/98              | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - (author unknown) Re: Building Activities                           |                         | Jan 14/98             | s. 14(3)(d), 14(2)(g), 12                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Business Card & Handwritten Note - Fire Department personnel; Re: Building Activities |                         | Jan 15/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 16/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - (author unknown) Re: Building Activities                           |                         | Jan 17/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 18/98             | s. 14(1), 12                               | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security & Building Activities      |                         | Jan 19/98             | s. 14(2)(g), 14(2)(f), 12, 8(2)(a)         | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 20/98             | s. 12, 8(2)(a)                             | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 21/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - author unknown Re: Removal Issues                                  |                         | Jan 22/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security Issues & Building Activity |                         | Jan 23/98             | s. 14(3)(d), 14(2)(i), 14(2)(f), 14(1), 12 | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Access & Removal                    |                         | Jan 23/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 28/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - authors unknown Re: Building Activities                            |                         | Jan 29/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities                 |                         | Jan 30/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activity                   |                         | Jan 31/98             | s. 12                                      | Litigation                      |  | Disclose   |
| Assignments for Staffing  |                         | Dec 15/97 - Feb 8/98  | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - author unknown Re: Calculation of Hours Worked                     |                         | Unknown               | s. 12                                      | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activity & Security        |                         | Feb 1/98              | s. 12                                      | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Handwritten Note - Fire Department personnel; Re: Building Activity               |                         | Feb 2/98              | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activity               |                         | Feb 3/98              | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activity               |                         | Feb 4/98              | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Building Activities             |                         | March 3/98            | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Inventory                       |                         | March 4/98            | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security Issues                 |                         | March 6/98            | s. 14(1), 12, 8(2)(a)                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Business Card & Contact   |                         | Jan 27/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Invoices - Security Company   |                         | Jan 8-Feb19/98        | s. 12                                    | Litigation                      |  | Disclose   |
| Invoice - Security Company  |                         | Feb 14/98             | s. 14(3)(f), 14(3)(d), 12                | Litigation                      | s. 14(1)                                 | Disclose   |
| Invoice - Security Company  |                         | Jan 31/98             | s. 14(3)(f), 14(3)(d), 12                | Litigation                      | s. 14(1)                                 | Disclose   |
| Invoice - Security Company  |                         | Jan 31 & Feb 14/98    | s. 12                                    | Litigation                      |  | Disclose   |
| Calculation of Hours Worked   |                         | Jan 27/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Invoice Payment & Calendars     |                         | Feb 6,9 &16/98        | s. 12                                    | Litigation                      |  | Disclose   |
| Calendars Re: Invoice Payment   |                         | Dec/97-Feb/98         | s. 12                                    | Litigation                      |  | Disclose   |
| Handwritten Note - author unknown Re: Invoice Payment                             |                         | Dec 6/97              | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Invoices - Security Company   |                         | Dec 12/97-Jan 30/98   | s. 12                                    | Litigation                      |  | Disclose   |
| E-mail note - between City and Fire Department personnel; Re: Payment of Invoices |                         | Jan 13/98             | s. 12, 11(e), 8(2)(a)                    | Litigation                      |  | Disclose   |
| Memo - Fire Department personnel; Re: Security Issues                             |                         | Jan 27/98             | s. 14(1), 12, 8(2)(a)                    | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note between Fire Department and City personnel Re: Security Issues        |                         | Jan 27/98             | s. 14(3)(d), 12                          | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security Issues                 |                         | Jan 23/98             | s. 14(3)(d), 12, 8(2)(a)                 | Litigation                      | s. 14(1)                                 | Disclose   |
| F&A Recommendation Re: Enforcement Action   |                         | Jan 26/98             | s. 12                                    |                                 |  | Already    |
| Handwritten Note - author unknown Re: Draft Recommendation of Jan 26/98           |                         | Unknown               | s. 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Litigation                      |  | s. 7(1)    |
| E-mail note - City to Fire Department personnel; Re: Cost Issues                  |                         | Jan 23/98             | s. 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Litigation                      |  | s. 7(1)    |
| Handwritten Note - Fire Department  | X                       | Jan 23/98             | s. 14(3)(d), 14(2)(i),                   | Litigation                      | s. 14(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b> | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|-----------------------------|---------------------------------|--|------------|
| personnel; Re: Security Issues   | (1752-1753)             |                       | 14(2)(f), 14(1), 12         |                                 |  |            |
| F&A Recommendation Re: Enforcement Action  |                         | Dec 11/97             | s. 12                       |                                 |  | Already    |
| Guard Reports Re: Building Activities  |                         | Dec 6-7/97            | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Security Issues                                  |                         | Jan 19/98             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Draft F&A Recommendation Re: Security Services   |                         | Jan 19/98             | s. 12, 7(1)                 | Litigation                      |  | s. 7(1)    |
| Inventory & Location of Goods  |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Trailer Inventory  |                         | Jan 14-Feb 6/98       | s. 12                       | Litigation                      |  | Disclose   |
| Trailer Location Diagram   |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Inventory Breakdown  |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Lease Agreement  |                         | Dec 14/98             | s. 12                       | Litigation                      | s. 10(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security Issues                            |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Handwritten note re fax  |                         | Nov 19/97             | s. 12                       |                                 |  | Disclose   |
| Fire Code Commission Decision  |                         | Nov 14/97             | s. 12                       |                                 |  | Already    |
| Handwritten Note - Fire Department personnel;<br>Re: Fire Marshal Order Issues               |                         | July 21/97-Oct 29/97  | s. 14(1), 12, 8(2)(a)       | Litigation                      | s. 14(1)                                 | Disclose   |
| Notice of Violation  |                         | June 25/97            |                             |                                 |  | Already    |
| Handwritten Note - Fire department personnel; Re: Code Violation Issues                      |                         | Sept 15-Oct 11/97     | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Inspection Report Re: Request for Authorization to do Work                                   |                         | Nov 10/97             | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |
| Inventory Breakdown  |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Fire Code Information  |                         | Unknown               | s. 15(a), 12                |                                 |  | Mediate    |
| Fire Code Information  |                         | Unknown               | s. 15(a), 12                |                                 |  | Mediate    |
| Summons  |                         | Nov 20/97             |                             |                                 |  | Already    |
| Procedures for Laying Charges  |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Post-it Note - Author Unknown Re: Hazardous Material   |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Draft Report to Crown Counsel - Fire Department personnel;<br>Re: Fire Code Violation        |                         | Unknown               | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Request for Deed   |                         | Nov 20/97             | s. 12                       | Litigation                      |  | Disclose   |
| Ontario Court (Provincial Division) Information to Fire Department personnel;<br>Re: Summons |                         | Nov 20/97             |                             |                                 |  | Already    |
| Ontario Court (Provincial Division) Information to Fire department personnel;<br>Re: Summons |                         | Nov 20/97             |                             |                                 |  | Already    |
| Handwritten Note - Fire Department personnel; Re: Fire Marshal Order                         |                         | Dec 2/97              | s. 12                       | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel -  |                         |                       |                             |                                 |  |            |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b> | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|-----------------------------|---------------------------------|--|------------|
| Court Issues   |                         | Nov 20/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Draft Report to Crown Counsel - Fire Department personnel;<br>Re: Fire Code Violation        |                         | Jan 22/98             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire department personnel;<br>Re: Fire Code Commission Decision               |                         | Nov 18/97             | 1982 s. 12, 8(2)(a)         | Litigation                      |  | Disclose   |
| Facsimile Transmission Report Re: MSDS Vinyl   |                         | Apr 2/98              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: MSDS Vinyl                                       |                         | Nov 7/97              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Hazardous Materials                              |                         | Nov 13/97             | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: MSDS Polypropylene                               |                         | Nov 12/97             | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: MSDS Polypropylene                               |                         | Nov 12/97             | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: MSDS Polypropylene                               |                         | Nov 12/97             | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Unknown Re: MSDS for Sodium Acetate Trihydrate & Crystal Nov 6/97               |                         |                       | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Unknown Re: Acetone   |                         | Nov 6/97              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Unknown Re: MSDS for Eosin Y  |                         | Nov 6/97              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Unknown Re: MSDS for Hexane   |                         | Nov 6/97              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Unknown Re: Guide for Using Halogenated Solvents                                |                         | Nov 6/97              | s. 12                       | Litigation                      |  | Disclose   |
| Material Safety Data Sheet   |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Printout MSDS for Isopropyl Alcohol  |                         | Mar 3/98              | s. 12                       | Litigation                      |  | Disclose   |
| Printout MSDS Xylenes  |                         | Mar 3/98              | s. 12                       | Litigation                      |  | Disclose   |
| Printout MSDS Acetic Acid, Dilut-it Analytical Concentrate, JT-A0320.MS                      |                         | Mar 3/98              | s. 12                       | Litigation                      |  | Disclose   |
| Printout MSDS for Sodium Hydroxide   |                         | Nov 6/97              | s. 12                       | Litigation                      |  | Disclose   |
| Ontario Court (Provincial Division) Information to Fire department personnel;<br>Re: Summons |                         | July 29/97            |                             |                                 |  | Already    |
| Ontario Court (Provincial Division) Information of Fire Department personnel;<br>Re: Summons |                         | Nov 3/97              | s. 12, 8(2)(a), 7(1)        | Litigation                      |  | s. 7(1)    |
| Handwritten Note - Fire department personnel; Re: Legal Advice                               | X<br>(179)              | Nov 13/97             | s. 12, 8(2)(a), 7(1)        | Litigation/<br>Communication    |  | s. 12      |
| Copy of Registry Act/Land Registry Act Re: Specified address                                 |                         | Feb 13/97             | s. 12                       |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered Company  |                         | Jul 28/97             | s. 12                       |                                 |  | Mediated   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b> | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|-----------------------------|---------------------------------|--|------------|
| Report to Crown Counsel by Fire Department personnel;<br>Re: Fire Code Violation                          |                         | Oct 28/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Notice of Documentary Evidence and Affidavit of Service   |                         | Sept. 29/97           | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Ontario Court (Provincial Division) Information to Fire Department personnel;<br>Re: Fire Code Violations |                         | Jul 29/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Ontario Court (Provincial Division) Summons Re: Sprinkler   |                         | Jul 29/97             |                             |                                 |  | Already    |
| Ontario Court (Provincial Division) Summons Re: Sprinkler   | X<br>(2083-2085)        | Jul 29/97             |                             |                                 |  | Already    |
| Notice of Violation   | X<br>(2121-2123)        | June 18/97            | s.12                        | Litigation                      |  | Disclose   |
| Corporation Profile Report Re: Numbered company   |                         | Jul 28/97             | s. 12                       |                                 |  | Mediated   |
| Report to Crown Counsel by Fire Department personnel;<br>Re: Fire Code Violation                          |                         | Unknown               | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Handwritten Note and Business Card  |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Report to Crown Counsel by Fire Department personnel<br>Re: Fire Code Violation                           |                         | Unknown               | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Registry/Land Titles Act Re: Specified address  |                         | Unknown               | s. 12                       |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered Company   |                         | Feb 4/98              | s. 12                       |                                 |  | Mediated   |
| Fire Code Commission Decision   | X<br>(1933-1937)        | Nov 14/97             |                             |                                 |  | Disclose   |
| Notice of Violation   | X<br>(1943-1945)        | Jun 25/97             |                             |                                 |  | Disclose   |
| Notice of Violation   | X<br>(1943-1945)        | Jun 25/97             |                             |                                 |  | Disclose   |
| Report to Crown Counsel by Fire Department personnel<br>Re: Fire Code Violation                           | X<br>(2100-2102)        | Unknown               | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Registry/Land Titles Act Re: Specified address  |                         | Unknown               | s. 12                       |                                 |  | Mediated   |
| Fire Code Commission Decision   | X<br>(1933-1937)        | Nov 14/97             |                             |                                 |  | Disclose   |
| Corporation Profile Report Re: Numbered company   |                         | Feb 4/98              | s. 12                       |                                 |  | Mediated   |
| E-mail note - City lawyers, Fire Department and City personnel;<br>Re: Legal Matters                      |                         | Unknown               | s. 12, 8(2)(a)              | Communication                   |  | s. 12      |
| Notice of Violation   | X<br>(1943-1945)        | Jun 25/97             |                             |                                 |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b> | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|-----------------------------|---------------------------------|--|------------|
| Provincial Offences Court Record of Disposition  |                         | Oct 29/97             | s. 12                       | Litigation                      | s. 14(1)                                 | Disclose   |
| Provincial Offences Court Record of Disposition  |                         | Oct 29/97             |                             |                                 |  | Already    |
| Procedures for Laying Charges  |                         | Unknown               | s. 12                       | Litigation                      |  | Disclose   |
| Request for Deed   | X<br>(1972)             | Jan 30/98             | s. 12                       | Litigation                      |  | Disclose   |
| Corporation Profile Report Re: Numbered Company  |                         | Feb 4/98              | s. 12                       |                                 |  | Mediated   |
| Facsimile from Fire Department personnel; Re: Request for Corporation Profile                          |                         | Jan 30/98             | s. 12                       | Litigation                      |  | Disclose   |
| Resignation Letter   |                         | Mar 3/98              | s. 14(3)(d), 12             | Litigation                      | s. 14(1)                                 | Disclose   |
| Ontario Court (Provincial Division) Information to Fire Department personnel; Re: Fire Code Violations | X<br>(2064-2065)        | Nov 3/97              | s. 12, 8(2)(a), 7(1)        | Litigation                      |  | s. 7(1)    |
| Letter from Fire Department personnel; Re: Legal Matters   |                         | Nov 12/97             | s. 12, 8(2)(a), 7(1)        | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Legal Advice   |                         | Nov 25/97             | s. 12, 8(2)(a), 7(1)        | Communication                   |  | s. 12      |
| Certified copy of Initial Return/Notice of Change Document   |                         | Feb 10/97             | s. 12                       | Litigation                      |  | Disclose   |
| Report to Crown Counsel Re: Fire Code Violation  |                         | Unknown               | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Registry/Land Titles Act Re: Specified address   |                         | Unknown               | s. 12                       |                                 |  | Mediated   |
| Certified copy of Initial Return/Notice of Change Document   | X<br>(2181-2183)        | Feb 10/97             | s. 12                       | Litigation                      |  | Disclose   |
| Notice of Violation  | X<br>(1943-1945)        | Jun 25/97             |                             |                                 |  | Disclose   |
| Letter from Fire Department personnel; Re: site inspection and fire code violations                    |                         | Jun 18/97             | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Fire Marshal Order   |                         | Jul 29/97             |                             |                                 |  | Already    |
| Fire Marshal Order   |                         | Dec 6/97              |                             |                                 |  | Already    |
| Copy of excerpt of FPPA  |                         | Unknown               |                             |                                 |  | Already    |
| Registry/Land Titles Act Re: Specified address   |                         | Feb 13/97             | s. 12                       |                                 |  | Mediated   |
| E-mail note - Fire Department personnel; RE: Media   |                         | Dec 4/97              | s. 12, 7(1)                 | Litigation                      |  | Disclose   |
| E-mail note - City and Fire Department personnel; Re: Media  |                         | Dec 5/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| E-mail note - between Fire Department personnel; Re: Media, FOI Matters & MOEE Inspection              |                         | Dec 5/97              | s. 12, 8(2)(a), 7(1)        | Litigation                      |  | Disclose   |
| E-mail note - Fire Department personnel and City lawyer; Re: Cost Issues                               |                         | Dec 5/97              | s. 12, 8(2)(a), 7(1)        | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| E-mail note - City lawyer, Fire Department and City personnel;<br>Re: Cost Issues                  |                         | Dec 5/97              | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - City Personnel to Fire Department personnel RE: Media                                |                         | Dec 15/97             | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - City lawyer to Fire Department personnel; RE: Legal Advice - Warrant                 |                         | Dec 16/97             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel;<br>RE: Media, Legal Matters                               |                         | Dec 18/97             | s. 12, 8(2)(a), 7(1)                         | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note - between Fire Department personnel; Re: Cost Issues and Site Selection                |                         | Jan 28/98             | s. 12, 8(2)(a), 7(1)                         | Litigation                      |  | Disclose   |
| E-mail note - Fire Department and City personnel and lawyers; Re: Removal Issues                   |                         | Feb 2/98              | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer Re: Sale of Goods and Sprinkler System      | X<br>(336)              | Feb 2/98              | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - between Fire Department and City personnel Re: Affidavit                             |                         | Feb 4/98              | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - Fire Department personnel to City lawyer Re: Legal advice - Storage Issues           |                         | Feb 5/98              | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - between City and fire department personnel;<br>Re: Legal Matters                     |                         | Feb 5/98              | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - Fire Department and City personnel; Re: Access Issues and Media                      |                         | Feb 10/98             | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - Fire department to City personnel; Re: Council Motion                                |                         | Mar 12/98             | s. 12, 8(2)(a)                               | Litigation / Communication      |  | s. 12      |
| E-mail note - between Fire Department personnel; Re: Payment Issues                                |                         | Mar 12/98             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Payment Issues                                |                         | Mar 12/98             | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel; Re: Payment Issues                                |                         | Mar 12/98             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Payment Issues                                | X<br>(2226)             | Mar 12/98             | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Tender for Disposal                         | X<br>(2351)             | Mar 31/98             | s. 14(3)(g), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Communication                   |  | s. 12      |
| E-mail note - between Fire Department and City personnel;<br>Re: Storage Issues                    |                         | Apr 21/98             | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department and City personnel;<br>Re: Disposal of Goods & Legal Matters |                         | Apr 16/98             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - between Fire Department and City personnel;  |                         | Apr 17/98             | s. 12, 8(2)(a)                               | Litigation                      |  | s. 12      |



**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Re: Storage, Legal, Disposal Issues  |                         |                       |  |                                 |  |            |
| E-mail note - between Fire Department personnel; Re: Sale of Goods, Council Meeting, Payment Issues                    |                         | Apr. 7/98             | s. 14(3)(g), 14(2)(f), 12, 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel; Re: Legal Matters and Disposal of Goods                               | X<br>(423)              | Mar 3/98              | s. 14(2)(g), 14(2)(f), 12, 8(2)(a), 7(1) | Litigation                      |  | s. 8(2)(a) |
| E-mail note - between Fire Department personnel; Re: Disposal of Goods and Legal Matters                               |                         | Mar 2/98              | s. 12, 11(e), 8(2)(a)                    | Litigation                      |  | s. 8(2)(a) |
| E-mail note - between Fire Department personnel; Re: Sale of Goods   |                         | March 2/98            | s. 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Court Appearance  |                         | Feb 27/98             | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City personnel and lawyer; Re: Legal Matters, Disposal and Storage of Goods |                         | Unknown               | s. 12, 11(e), 8(2)(a)                    | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department personnel; Re: Tender Bids   |                         | Feb 25/98             | s. 12                                    | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Security, Fire Safety                                    |                         | unknown               | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Legal Advice   |                         | Jan 7/98              | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Media and Law Enforcement Issues                                  | X<br>(2216)             | Dec 18/97             | s. 7(1), 8(2)(a), 12                     | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note - between Fire Department personnel;<br>Re: Legal Matters  |                         | Oct 30/97             | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| E-mail note - City lawyer to Fire Department personnel<br>RE: Legal Advice - Warrant                                   |                         | Nov 25/97             | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Legal Advice - Appeal                                    |                         | Nov 28/97             | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - between City and Fire department personnel; RE: Media  | X<br>(2208-2209)        | Dec 2/97              | s. 7(1), 8(2)(a), 12                     | Litigation                      |  | Disclose   |
| E-mail note - City personnel to Fire department personnel; Re: Order to Comply   |                         | Dec 11/97             | s. 12, 8(2)(a)                           | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note - Fire Department personnel to City lawyer<br>Legal Advice Re: Warrant                                     |                         | Dec 16/97             | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Legal Advice Re: Appeal                                      |                         | Jan 7/98              | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| E-mail note - City lawyer to Fire Department personnel<br>Legal Advice Re: Compliance to Order    |                         | Jan 15/98             | s. 12, 8(2)(a)                               | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Payment Issues                             |                         | Jan 15/98             | s. 12, 11(e), 8(2)(a), 7(1)                  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Legal Advice Access                        | X<br>(2221)             | Feb 5/98              | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - City Lawyer to Fire Department personnel<br>RE: Turnover of Building                |                         | Feb 6/98              | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire department and City lawyer<br>Re: Disposal of Goods          |                         | Feb 20/98             | s. 14(3)(g), 12, 10(1)(a), 10(1)(c), 8(2)(a) | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Details of Letter to Alleged Buyers |                         | Feb 24/98             | s. 12, 8(2)(a)                               | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Disposal of Goods                          |                         | Feb 24/98             | s. 12, 8(2)(a)                               | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Order to Pay Costs                         |                         | Feb 25/98             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Affidavit                           |                         | Feb 25/98             | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Disposal of Goods                          |                         | Feb 25/98             | s. 12  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Correspondence                      |                         | Feb 26/98             | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Court Appearance                           | X<br>(2237)             | Feb 27/98             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Correspondence                      |                         | Feb 27/98             | s. 12, 8(2)(a)                               | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Purchasing Issues                          |                         | Feb 27/98             | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - between City personnel Re: Disposal of Waste  |                         | March 2/98            | s. 12, 8(2)(a)                               | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire Department personnel<br>Re: Disposal Options           |                         | March 2/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel   |                         | March 2/98            | s. 12, 10(1)(a), 10(1)(c), 8(2)(a),          | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                                  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Re: Storage & Sales Issues  |                         |                       | 7(1)   |                                 |  |            |
| E-mail note - City lawyer to Fire Department and City personnel<br>Re: Inventory                    |                         | March 2/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Disposal of Goods                            |                         | March 2/98            | s. 12, 8(2)(a), 7(1)   | Communication                   |  | s. 12      |
| E-mail note - between City and Fire Department personnel and City lawyer; Re: Minutes of Meeting    |                         | March 3/98            | s. 12, 10(1)(c), 10(1)(a), 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Disposal of Goods                            | X<br>(423)              | March 3/98            | s. 12, 8(2)(a), s. 8(2)(c)                                   | Litigation                      |  | s. 8(2)(a) |
| E-mail note - City and Fire Department personnel and lawyers<br>Re: Trailer Issues                  |                         | March 3/98            | s. 12, 8(2)(a), 7(1)   | Communication                   |  | s. 12      |
| E-mail note - City and Fire Department personnel and lawyers<br>Re: Trailer Issues                  |                         | March 3/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - City to Fire Department personnel; Re: Trailer Issues                                 |                         | March 3/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - City and Fire Department personnel and lawyers<br>Re: Purchasing Issues               |                         | March 3/98            | s. 12, 10(1)(c), 10(1)(a), 8(2)(c)                           | Communication                   |  | s. 12      |
| E-mail note - from Fire Department personnel to City personnel and lawyer; Re: Purchasing Issues    |                         | March 4/98            | s. 12, 8(2)(a), 7(1)   | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department and lawyer<br>Re: Purchasing Issues                 |                         | March 4/98            | s. 12, 8(2)(a), 7(1)   | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire Department personnel<br>Re: Safety Study & Court Matters |                         | March 4/98            | s. 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire Department personnel<br>Re: Purchasing Issues            |                         | March 4/98            | s. 12, 10(1)(c), 10(1)(a), 8(2)(c), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department and lawyer<br>Re: Purchasing Issues                 |                         | March 4/98            | s. 12, 10(1)(c), 10(1)(a), 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department and lawyer<br>Re: Disposal Issues                   | X<br>(384)              | March 5/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Purchasing Issues                              |                         | March 5/98            | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - City personnel to Fire Department and lawyer<br>Re: Minutes of Meeting                |                         | March 5/98            | s. 14(3)(g), 14(2)(f), 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire  |                         | March 5/98            | s. 12, 7(1)  | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Department personnel and City lawyer; Re: Disposal of Goods  |                         |                       |  |                                 |  |            |
| E-mail note - City lawyer to City and Fire Department personnel<br>Re: Legal Advice                    |                         | March 5/98            | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department and lawyer<br>Re: Disposal of Goods                    |                         | March 5/98            | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department and lawyer<br>Re: Disposal of Goods                    |                         | March 5/98            | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Disposal of Goods                                 |                         | March 5/98            | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City lawyer and personnel;<br>Re: Disposal of Goods                   |                         | March 5/98            | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City lawyer and personnel; Re: Onsite Meeting                         | X<br>(389)              | March 5/98            | s. 12, 8(2)(a)                                     | Communication                   |  | s. 12      |
| E-mail note - between Fire Department and City personnel<br>Re: Recycling                              |                         | March 5/98            | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - City personnel to Fire Department personnel; Re: Inventory                               |                         | March 6/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - between City and Fire Department personnel and lawyers Re: Disposal of Goods             |                         | March 6/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note -City lawyer to Fire Department and City personnel;<br>Re: Purchasing Issues               |                         | March 9/98            | s. 12, 10(1)(a),<br>10(1)(c)                       | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Purchasing Issues                        |                         | March 9/98            | s. 12  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire department and City personnel<br>Re: Purchasing Information          |                         | March 9/98            | s. 12, 10(1)(a),<br>10(1)(c), 8(2)(a)              | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department personnel and City lawyers; Re: Purchasing Information |                         | March 10/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire department personnel<br>Re: Purchasing Issues               |                         | March 11/98           | s. 14(3)(g), 12,<br>10(1)(a), 10(1)(c),<br>8(2)(a) | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department personnel and City lawyers; Re: Inventory              |                         | March 11/98           | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer and personnel; Re: Purchasing Issues            |                         | March 11/98           | s. 14(3)(g), 12,<br>8(2)(a), 7(1)                  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire department personnel  |                         | March 11/98           | s. 14(3)(g), 12,<br>10(1)(a), 10(1)(c),            | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Re: Legal Advice Purchasing  |                         |                       | 8(2)(a), 7(1)                                      |                                 |  |            |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Purchasing Issues                  |                         | March 11/98           | s. 14(3)(g), 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer and personnel; Re: Purchasing Issues      |                         | March 11/98           | s. 14(3)(g), 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel; Re: Legal Advice                         |                         | March 12/98           | s. 12, 8(2)(a)                                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Court Issues                       |                         | March 12/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer and personnel; Re: Purchasing Issues      | X<br>(428)              | March 12/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)                 | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department personnel and City lawyer; Re: Purchasing Issues |                         | March 12/98           | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire department personnel;<br>Re: Purchasing Issues        | X<br>(429)              | March 12/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer and personnel; Re: Purchasing Issues      |                         | March 26/98           | s. 12, 7(1)  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Removal Issues                     |                         | March 26/98           | s. 12, 8(2)(a)                                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Removal Issues                     |                         | March 26/98           | s. 12, 10(1)(a), 10(1)(c), 8(2)(a)                 | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Removal Issues                     |                         | March 26/98           | s. 14(3)(g), 14(2)(f), 14(2)(i), 12, 8(2)(a)       | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Freedom of Information             |                         | March 26/98           | s. 12, 8(2)(a)                                     | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Legal Advice - Appeal              | X<br>(529)              | March 26/98           | s. 12, 8(2)(a)                                     | Communication                   |  | s. 12      |
| E-mail note - between Fire Department and City personnel<br>Re: Purchasing Issues                |                         | March 27/98           | s. 12, 10(1)(c), 10(1)(a), 8(2)(a)                 | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer and personnel; Re: Purchasing Issues      |                         | March 27/98           | s. 12, 11(e)                                       | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department and City personnel<br>Re: Purchasing Issues         |                         | March 12/98           | s. 12, 8(2)(a), 7(1)                               | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to   |                         | March 13/98           | s. 12, 11(e), 8(2)(a)                              | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| City lawyer and personnel; Re: Purchasing Issues  |                         |                       |  |                                 |  |            |
| E-mail note - Fire Department to City personnel<br>Re: Proposal for Sale of Goods                                 |                         | March 13/98           | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel<br>Re: Proposal for Sale of Goods                                 | X<br>(431)              | March 16/98           | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department and City lawyer<br>Re: Proposal for Sale of Goods                 |                         | March 16/98           | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Sale of Goods  |                         | March 16/98           | s. 12, 11(e), 8(2)(a), 7(1)              | Communication                   |  | s. 12      |
| E-mail note - Fire Department to City personnel; Re: Sale of Goods  |                         | March 18/98           | s. 12, 11(e), 8(2)(a)                    | Communication                   |  | s. 12      |
| E-mail note - between City personnel Re: Request for Proposal   |                         | March 18/98           | s. 12, 11(e), 8(2)(a), 7(1)              | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire Department personnel and other City lawyers; Re: Legal Advice - Appeal |                         | March 20/98           | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City personnel<br>Re: Disposal of Goods                                |                         | March 23/98           | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - City personnel Re: F&A Approval   |                         | March 24/98           | s. 12                                    | Litigation                      |  | Disclose   |
| E-mail note - City lawyer to City and Fire Department personnel and other lawyers; Re: Sale & Disposal of Goods   |                         | March 24/98           | s. 12                                    | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Legal Advice - Notice of Order                      | X<br>(484)              | March 24/98           | s. 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City personnel; Re: Correspondence   |                         | March 24/98           | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City personnel; Re: Freedom of Information   |                         | March 25/98           | s. 7(1), 8(2)(a), 12                     | Communication                   |  | s. 12      |
| E-mail note - City personnel to City lawyer; Re: Site Tour & Request for Proposal                                 |                         | March 25/98           | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department; Re: Purchasing Issues   |                         | March 25/98           | s. 12, 10(1)(c), 10(1)(a), 8(2)(a)       | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel; Re: Destruction of Goods                                  |                         | March 25/98           | s. 12, 8(2)(a)                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department and City personnel and other lawyers; Re: Disposal of Goods          |                         | March 25/98           | s. 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City personnel;<br>Re: Freedom of Information                          |                         | March 25/98           | s. 14(1), 12, 7(1)                       | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department  |                         | March 25/98           | s. 14(3)(g), 12,                         | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>               | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|---|---------------------------------|--|------------|
| and City personnel<br>Re: Freedom of Information  |                         |                       | 8(2)(a), 7(1)                             |                                 |  |            |
| E-mail note - City lawyer to Fire Department and City personnel<br>Re: Disposal of Goods                      |                         | March 25/98           | s. 12, 8(2)(a)                            | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Correspondence                                  |                         | March 25/98           | s. 12, 8(2)(a), 7(1)                      | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Freedom of Information                          |                         | March 25/98           | s. 14(3)(g), 12, 8(2)(a), 7(1)            | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Disposal of Goods                               |                         | March 25/98           | s. 12, 8(2)(a)                            | Communication                   |  | s. 12      |
| E-mail note - City Lawyer to City and Fire Department personnel<br>Re: Purchasing Issues                      |                         | March 26/98           | s. 12, 11(e), 7(1)                        | Communication                   |  | s. 12      |
| E-mail note - City personnel to City lawyer and Fire Department<br>Re: Purchasing Issues                      |                         | March 26/98           | s. 12                                     | Communication                   |  | s. 12      |
| E-mail note - City personnel to City lawyer, personnel and Fire Department personnel<br>Re: Purchasing Issues |                         | March 26/98           | s. 12, 11(e), 7(1)                        | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department and City personnel and City lawyer; Re: Purchasing Issues        |                         | March 26/98           | s. 12, 11(e), 7(1)                        | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer and City personnel; Re: Disposal of Goods              |                         | March 26/98           | s. 12                                     | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Communications                                  |                         | March 26/98           | s. 12, 8(2)(a), 7(1)                      | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department personnel and City lawyer; Re: Disposal of Goods              |                         | March 26/98           | s. 12, 7(1)                               | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City personnel and other lawyer<br>Re: Purchasing Issues                         |                         | March 27/98           | s. 12, 11(e)                              | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Security & Purchasing Issues                           |                         | March 31/98           | s. 14(3)(g), 12, 10(1)(a), 10(1)(c), 7(1) | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire Department personnel and other lawyer; Re: Purchasing Issues       |                         | April 1/98            | s. 12, 11(e)                              | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City and Fire Department personnel and other lawyer; Re: Purchasing Issues       |                         | April 1/98            | s. 12, 11(e)                              | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel  | X<br>(602, 603)         | April 2/98            | s. 12, 8(2)(a), 7(1)                      | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>     | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|---------------------------------|---------------------------------|--|------------|
| Re: Legal Advice   |                         |                       |                                 |                                 |  |            |
| E-mail note - between Fire Department personnel<br>Re: Legal Advice                                  |                         | April 2/98            | s. 12, 11(e)                    | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Purchasing Issues                      |                         | April 3/98            | s. 12, 10(1)(c), 10(1)(a), 7(1) | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re :Purchasing Issues                      |                         | April 3/98            | s. 12                           | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Awarding of Tenders                           |                         | April 3/98            | s. 12, 7(1)                     | Communication                   |  | s. 12      |
| E-mail note - City personnel to Fire Department personnel and lawyer<br>Re: Awarding of Tenders      |                         | April 6/98            | s. 12                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City personnel;<br>Re: Request for Proposal                             |                         | April 6/98            | s. 12                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to City personnel;<br>Re: Request for Proposal                             |                         | April 6/98            | s. 12                           | Communication                   |  | s. 12      |
| E-mail note - City personnel to lawyer Re: Request for Proposal                                      |                         | April 6/98            | s. 12                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Draft Report                           |                         | April 6/98            | s. 12                           | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Trailer Storage Fees                   |                         | April 7/98            | s. 12, 8(2)(a), 7(1)            | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Purchasing Issues                             |                         | April 7/98            | s. 14(3)(g), 12, 8(2)(a), 7(1)  | Litigation                      |  | s. 7(1)    |
| E-mail note - between Fire Department personnel<br>Re: Appeal Issue                                  |                         | April 8/98            | s. 12, 8(2)(a)                  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department, City personnel and other lawyer; Re: Purchasing Issues |                         | April 8/98            | s. 12, 11(e), 7(1)              | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer, City personnel; Re: Sale of Goods            |                         | April 8/98            | s. 12, 11(e), 8(2)(a), 7(1)     | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Legal Advice                           | X<br>(356)              | April 9/98            | s. 12, 8(2)(a)                  | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Disposal of Goods                             |                         | April 14/98           | s. 12, 11(e)                    | Litigation                      |  | Disclose   |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Purchasing Issues                      | X<br>(838)              | April 15/98           | s. 12                           | Communication                   |  | s. 12      |



**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                      | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| E-mail note - Fire Department personnel to City lawyer<br>Re: Purchasing Issues                                    |                         | April 15/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Correspondence                                       | X<br>(1307)             | April 15/98           | s. 12, 7(1)                                      | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Legal Advice   |                         | April 16/98           | s. 12, 8(2)(a)                                   | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to Fire Department and City personnel; Re: Storage Location & Legal Advice |                         | April 17/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: Disposal Process                                     |                         | April 17/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer<br>Re: File Retrieval                                       |                         | April 17/98           | s. 12, 7(1)                                      | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel<br>Re: Legal Matters   |                         | April 19/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - City lawyer to Fire Department personnel<br>Re: File Retrieval                                       | X<br>(1326)             | April 20/98           | s. 12  | Communication                   |  | s. 12      |
| E-mail note - Fire Department personnel to City lawyer;<br>Re: File Retrieval                                      |                         | April 20/98           | s. 14(3)(g), 12, 8(2)(a), 7(1)                   | Communication                   |  | s. 12      |
| E-mail note - between Fire Department personnel and City personnel; Re: Disposal Process                           |                         | April 21/98           | s. 12  | Communication                   |  | s. 12      |
| Fire Code Commission Letter Re: Fire Code Commission Decision  |                         | Jan 12/98             | s. 12, 8(2)(a)                                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to Fire Department personnel; Re: Electrical Repairs  |                         | Jan 12/98             | s. 12, 8(2)(a)                                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from Fire Department personnel; Re: Removal & Disposal of Goods   |                         | Jan 9/98              | s. 12, 11(e), 11(d), 10(1)(a), 10(1)(c), 8(2)(a) | Litigation                      |  | s. 8(2)(a) |
| Fire Code Commission Letter Re: Fire Code Commission Decision  |                         | Jan 12/98             | s. 12, 8(2)(a)                                   |                                 | s. 14(1)                                 | Disclose   |
| Facsimile to Fire department personnel; Re: Purchasing Issues  |                         | Jan 6/98              | s. 12, 11(e)                                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter from Fire department personnel; Re: Purchasing Issues   |                         | Jan 8/98              | s. 12, 11(e)                                     | Litigation                      | s. 10(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Electrical Repairs   |                         | Jan 7/98              | s. 12, 8(2)(a)                                   | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Fire Safety Commission - Life Safety Study                              |                         | Jan 6/98              | s. 12, 8(2)(a)                                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Fire Code Violations   |                         | Jan 5/98              | s. 12, 8(2)(a)                                   | Litigation                      | s. 14(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                      | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Facsimile to Fire Department personnel; Re: Onsite Activity                       |                         | Jan 5/97              | s. 12, 8(2)(a)                                   | Litigation                      |  | Disclose   |
| MOEE Facsimile to Fire Department personnel; Re: Removal & Disposal               |                         | Jan 2/98              | s. 12, 8(2)(a)                                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Removal of Hazardous Waste            |                         | Dec 31/97             | s. 12, 8(2)(a)                                   | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Sprinkler System                      |                         | Dec 29/97             | s. 12, 11(e), 10(1)(a), 10(1)(c)                 | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re: Tender Bid                            |                         | Dec 29/97             | s. 12, 11(e)                                     | Litigation                      |  | Disclose   |
| Facsimile to City lawyer from Fire Department personnel; Re: Sprinkler System     |                         | Dec 29/97             | s. 12, 11(e), 10(1)(a), 10(1)(c)                 | Communication                   |  | s. 12      |
| Facsimile to Fire department personnel; Re: Safety Issues                         |                         | Dec 18/97             | s. 14(3)(d), 12, 8(2)(a)                         | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Removal of Combustibles             |                         | Dec 23/97             | s. 12, 10(1)(a), 10(1)(c), 8(2)(a), 7(1)         | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to City lawyer from Fire Department personnel; Re: Payment Issues       |                         | Dec 22/97             | s. 12, 11(e), 11(d), 10(1)(a), 10(1)(c), 8(2)(a) | Communication                   |  | s. 12      |
| Handwritten Note -author unknown Re: Motion to Stay                               | X                       | Dec 19/97             | unknown  |                                 |  | Disclose   |
| Letter to Fire Department personnel Re: Storage of Combustible Goods              | X (291)                 | Dec 19/97             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Security Issues                     |                         | Dec 19/97             | s. 14(3)(d), 12, 8(2)(a)                         | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Draft Information to Obtain Warrant |                         | Dec 19/97             | s. 12, 8(2)(a), 7(1)                             | Litigation                      |  | s. 7(1)    |
| Facsimile from Fire Department personnel; Re: Removal & Storage of Goods          |                         | Dec 19/97             | s. 12, 11(e), 8(2)(a)                            | Litigation                      |  | s. 8(2)(a) |
| Facsimile to Fire Department personnel; Re: Building Activity & Safety Issues     | X (2429-2433)           | Dec 18/97             | s. 14(3)(d), 12, 8(2)(a)                         | Litigation                      | s. 14(1)                                 | Disclose   |
| Memo between Fire Department personnel; Re: Charge                                |                         | Dec 18/97             | s. 12, 8(2)(a)                                   | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Charge                                |                         | Dec 18/97             | s. 12, 8(2)(a)                                   | Litigation                      | s. 14(1)                                 | Disclose   |
| Memo from Fire Department personnel; Re: Obtaining Warrant                        |                         | Dec 18/97             | s. 12, 8(2)(a)                                   | Litigation                      |  | Disclose   |
| Corporation Profile Report Re: Numbered Company                                   |                         | Dec 18/97             | s. 12  |                                 |  | Mediated   |
| Facsimile from Fire Department personnel; Re: Security Issues                     |                         | Dec 17/97             | s. 12, 8(2)(a)                                   | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Access Issues                         |                         | Dec 16/97             | s. 12  | Litigation                      |  | Disclose   |
| E-mail note - Fire Department personnel to City lawyer                            |                         | Dec 16/97             | s. 12, 8(2)(a), 7(1)                             | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                                      | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Re: Legal Advice - Warrant Process   |                         |                       |  |                                 |  |            |
| Handwritten Note - Fire Department personnel; Re: Affidavit                                      |                         | Unknown               | 2515-2517 s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Handwritten Note - author unknown Re: Building Repairs   |                         | Dec 11/97             | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Life Safety Study & Sprinkler Repairs              |                         | Dec 11/97             | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Legal Matters                                      |                         | Dec 15/97             | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Sewer Information                                    |                         | Nov 12/97             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department; Re: Sewer Information  |                         | Nov 13/97             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Removal of Goods & Sprinkler Repairs                 |                         | Dec 11/97             | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Business Names Report  |                         | Dec 11/97             | s. 12  |                                 |  | Mediated   |
| Document Replica - Business Registration   |                         | Dec 11/97             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel to City lawyer; Re: Removal of Goods & Sprinkler Repair |                         | Dec 11/97             | s. 12  | Communication                   |  | s. 12      |
| F&A Recommendation Re: Enforcement Action  |                         | Dec 11/97             | s. 12  | Litigation                      |  | Disclose   |
| Draft F&A Recommendation Re: Enforcement Action  |                         | Dec 9/97              | s. 12, 7(1)  | Litigation                      |  | s. 7(1)    |
| Facsimile from Fire Department personnel; Re: Removal of Goods                                   |                         | Dec 11/97             | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Removal of Goods                   |                         | Dec 11/97             | s. 12, 8(2)(a), 7(1)   | Communication                   |  | s. 12      |
| E-mail note - Building Department to Fire Department personnel Re: Sprinkler System              | X<br>(2247)             | Dec 11/97             | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Information Sheet from Fire Department personnel;<br>Re: Authorize Access                        |                         | Dec 10/97             | s. 14(1), 12, 8(2)(a)  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Site Closure                                       |                         | Dec 10/97             | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Facsimile from Fire department personnel; Re: Site Closure                                       |                         | Dec 10/97             | s. 12, 8(2)(a)   | Litigation                      |  | s. 8(2)(a) |
| Facsimile from Fire Department personnel; Re: Access Issues                                      |                         | Dec 10/97             | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Extension Application                              |                         | Dec 9/97              | s. 14(3)(g), 14(3)(b), 14(2)(i), 14(2)(f), 14(2)(e), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from Fire Department personnel; Re: Security Issues                                       |                         | Dec 8/97              | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Access Issues                                  |                         | Dec 8/97              | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>               | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|---|---------------------------------|--|------------|
| Handwritten Note - Fire Department personnel; Re: Electrical Repairs    |                         | Dec 8/97              | s. 12                                     | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Purchasing Issues     |                         | Dec 8/97              | s. 14(3)(f), 14(1), 12, 7(1)              | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Removal of Goods      |                         | Dec 8/97              | s. 12, 8(2)(a)                            | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from Fire Department to City personnel; Re: Fire Marshal Order   |                         | Dec 8/97              | 2579 s. 12, 8(2)(a)                       | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Site Closure              |                         | Dec 8/97              | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Safety Issues               |                         | Dec 8/97              | s. 12                                     | Litigation                      |  | Disclose   |
| Press Release - Re: Site Closure  |                         | Unknown               | s. 12                                     | Litigation                      |  | Disclose   |
| Memo from Fire Department personnel; Re: Security Issues                |                         | Dec 8/97              | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Notice of Site Closure & Business Card                                  |                         | Unknown               | s. 12                                     | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Law Enforcement           |                         | Dec 6/97              | s. 14(1), 12                              | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Security Requirements |                         | Dec 6/97              | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Enforcement Activity         |                         | Dec 6/97              | 2591-2593, 2595, 2599-2604 s. 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | s. 8(2)(a) |
| Facsimile from MOEE to Fire Department personnel; Re: Site Closure      |                         | Dec 6/97              | s. 12, 8(2)(a), 7(1)                      | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Site Closure & Access Issues |                         | Dec 6/97              | 2606-2613 s. 12, 8(2)(a)                  | Litigation                      | s. 14(1)                                 | Disclose   |
| Notice of Closure   |                         | Dec 6/97              | s. 12                                     | Litigation                      |  | Disclose   |
| Agreement Re: Security  | X<br>(2603-2604)        | Dec 6/97              | s. 12, 8(2)(a)                            | Litigation                      | s. 14(1)                                 | Disclose   |
| Fire Safety Commissioner Order  |                         | Nov 14/97             |   |                                 |  | Already    |
| Memo from Fire Department to City personnel; Re: Status Update          |                         | Dec 5/97              | s. 12, 7(1)                               | Litigation                      |  | Disclose   |
| Letter to Fire Department personnel; Re: Fire Marshal Order             |                         | Dec 5/97              | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Inventory List of Stored Items  |                         | Unknown               | s. 12                                     | Litigation                      |  | Disclose   |
| Memo from Fire Department personnel to City personnel; Re: Issues Alert |                         | Dec 5/97              | s. 12, 8(2)(a), 7(1)                      | Litigation                      |  | Disclose   |
| Hamilton Fire Department Issues Alert                                   |                         | Dec 4/97              | s. 12, 8(2)(a), 7(1)                      | Litigation                      |  | s. 8(2)(a) |
| Summary of Environmental Hazards  |                         | Unknown               | s. 12, 8(2)(a)                            | Litigation                      |  | s. 8(2)(a) |
| Facsimile from City personnel; Re: Media                                |                         | Dec 3/97              |   | Not Responsive                  |  | Already    |
| Handwritten notes re: media Author unknown                              |                         | Unknown               | s. 7(1), 8(2)(a), 12                      |                                 |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b> | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|-----------------------------|---------------------------------|--|------------|
| Letter from Fire Department personnel; Re: Time Extension                      |                         | Dec 3/97              | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Fire Department Activity         |                         | Dec 3/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Fire Department Activity         | X<br>(2637-2639)        | Dec 3/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Notice of Appeal   |                         | Dec 3/97              | s. 12, 8(2)(a), 7(1)        | Litigation                      |  | s. 7(1)    |
| Letter to Fire Department personnel; Re: Fire Safety Study                     |                         | Dec 2/97              | s. 12                       | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from City lawyer<br>Re: Legal Matter                                 |                         | Dec 3/97              | s. 12, 8(2)(a), 7(1)        | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department to F.S.C.<br>Re: Notice                         |                         | Nov 25/97             | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile from Re: Request for Review of Order                                 |                         | Dec 2/97              | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Memo from Fire Department personnel; Re: Media                                 |                         | Dec 2/97              | s. 12, 7(1)                 | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: Fire Safety Commission Order |                         | Dec 2/97              | s. 12, 8(2)(a), 7(1)        | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel to MOEE Re: Removal of Contents       |                         | Dec 2/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Security                           |                         | Dec 2/97              | s. 12                       | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Life Safety Study                   |                         | Dec 1/97              | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Security Logs  |                         | Nov 27/97             | s. 12                       | Litigation                      |  | Disclose   |
| Security log containing license plate numbers                                  |                         |                       | s. 12, s. 14(1)             |                                 | s. 14(1)                                 | Disclose   |
| Facsimile Re: Life Safety Study  |                         | Nov 28/97             | s. 12                       | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile Transmission Report  |                         | Dec 19/97             | s. 12                       | Litigation                      |  | Disclose   |
| Hamilton Fire Department Issues Alert  | X<br>(2626)             | Nov 26/97             | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Warrant          | X<br>(207)              | Nov 25/97             | s. 12, 8(2)(a), 7(1)        | Communication                   |  | s. 12      |
| Facsimile to Fire Department personnel; Re: Legal Matters                      |                         | Nov 25/97             | s. 12                       | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Appeal                             |                         | Nov 25/97             | s. 12                       | Litigation                      | s. 14(1)                                 | Disclose   |
| Corporation Profile Report Re: Numbered Company                                |                         | Nov 24/97             | s. 12                       |                                 |  | Mediated   |
| Security Logs  |                         | Nov 21-23/97          | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Request for Corporation Profile  |                         | Nov 21/97             | s. 12                       | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

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|--|--|-----------------------|-----------------------------|---------------------------------|--|------------|
| Letter from Fire Department personnel; Re: Removal/Storage/Destruction of Goods    |  | Nov 21/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire department personnel; Re: Removal/Storage/Destruction of Goods | X<br>(2705-2706 are dup. of 2702-2703) | Nov 21/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Letter to Fire department personnel; re: Security Issues                           | X<br>(2710-2711 are dup. of 2709)      | Dec 15/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Security Issues                      |  | Nov 21/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Inventory                            |  | Nov 24/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Appeal                                 |  | Nov 18/97             | s. 12, 8(2)(a), 7(1)        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Security & Safety Issues             |  | Nov 13/97             | s. 12                       | Litigation                      | s. 14(1)                                 | Disclose   |
| Inspection Report - Request for Authorization to Do Work                           | X<br>(1947-1962)                       | Nov 10/97             | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |
| Facsimile to Fire Department personnel; Re: Sewer Information                      | X<br>(2530-2531)                       | Nov 13/97             | s. 12                       | Litigation                      |  | Disclose   |
| Letter Re: Electrical Repairs  |  | Nov 12/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Request for Authorization to Do Work   |  | Nov 12/97             | s. 14(1), 12, 8(2)(a)       | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Security Issues                      |  | Nov 7/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Authorization to Do Work             |  | Nov 13/97             | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to Fire Department personnel; Re: Request for Authorization to Do Work      |  | Nov 10/97             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Law Enforcement                      | X<br>(2637-2639)                       | Nov 7/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Inventory & MSDS                        |  | Nov 7/97              | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Affidavit of Issuance  |  | Nov 6/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Memo from Fire Department personnel to City lawyer; Re: Fire Code Violations       |  | Nov 5/97              | s. 12, 8(2)(a), 7(1)        | Communication                   |  | s. 12      |
| Memo from Fire Department personnel; Re: Fire Code Violations                      |  | Nov 5/97              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Request for Certified Copy of Deed   |  | Nov 5/97              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel to Ministry; Re: Safety Issues            |  | Nov 5/97              | s. 12                       | Litigation                      |  | Disclose   |
| Corporation Profile Report Re: Numbered Company                                    |  | Nov 4/97              | s. 12                       |                                 |  | Mediated   |
| Facsimile from Fire Department to F.S.C. Re: Application                           |  | Nov 4/97              | s. 12                       | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>               | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|---|---------------------------------|--|------------|
| Memo from Fire Department personnel; Re: Site   |                         | Nov 4/97              | s. 14(1), 12                              | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Request for Corporation Profile             |                         | Nov 3/97              | s. 12                                     | Litigation                      |  | Disclose   |
| Fire Department Memos re: Tactical surveys  |                         | Nov 3/97              | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Summary of Reasons  |                         | Unknown               | s. 12, 8(2)(a), 7(1)                      | Litigation                      |  | s. 8(2)(a) |
| Summary of Hazards  |                         | Unknown               | s. 12, 8(2)(a)                            | Litigation                      |  | s. 8(2)(a) |
| Inventory List  |                         | Unknown               | s. 12                                     | Litigation                      |  | Disclose   |
| Fire Marshal Order  |                         | Oct 31/97             |   |                                 |  | Already    |
| Letter from Fire department personnel Re: Fire Code Violations                            |                         | Oct 30/97             | s. 12, 8(2)(a)                            | Litigation                      |  | s. 8(2)(a) |
| Fire Marshal Communique Re: Standards & Enforcement Options                               |                         | Oct 23/97             | s. 12                                     | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel to Building Department Re: Sprinkler System         |                         | Sept 24/97            | s. 12                                     | Litigation                      |  | Disclose   |
| Fire Marshal Order  |                         | Sept 29/97            | s. 12, 8(2)(a), 7(1)                      | Litigation                      | s. 14(1)                                 | Disclose   |
| Memo between Fire Department personnel; Re: Charges                                       |                         | Aug 22/97             | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel to Fire Marshal's Office Re: Fire Marshal Order     |                         | Aug 22/97             | s. 12                                     | Litigation                      |  | Disclose   |
| Fire Marshal Order  | X                       | Sept. 29/97           |   |                                 |  | Disclose   |
| Purchase Order  |                         | Aug 1/97              | s. 12                                     | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Affidavit                                     |                         | July 31/97            | s. 12                                     | Litigation                      |  | Disclose   |
| Memo from Fire department personnel; Re: Combustible Goods                                |                         | July 30/97            | s. 12, 8(2)(a), 7(1)                      | Litigation                      |  | Disclose   |
| Corporation Profile Report Re: Numbered Company   |                         | July 23/97            | s. 12                                     |                                 |  | Mediated   |
| Request for Copy of Deed and a Contract   |                         | June 2/97             | s. 12                                     | Litigation                      |  | Disclose   |
| Request for Copy of Deed and a Contract   | X<br>(2816-2826)        | July 22/97            | s. 12                                     | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Request for Corporation Profile             |                         | July 22/97            | s. 12                                     | Litigation                      |  | Disclose   |
| Complaint Report  |                         | July 16/97            | s. 12                                     | Litigation                      |  | Disclose   |
| Letters from Fire department personnel to various individuals<br>Re: Fire Code Violations |                         | June 18/97            | 2841-2846,<br>2865-2869 s. 12,<br>8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Notice of Documentary Evidence & Affidavit of Service                                     |                         | Unknown               | s. 12                                     | Litigation                      |  | Disclose   |
| Memo between Fire Department personnel; Re: Notice of Violation                           |                         | June 18/97            | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |
| Notice of Violation   | X<br>(1943-1945)        | June 25/97            | s. 12, 8(2)(a), 7(1)                      |                                 |  | Disclose   |
| Memo from Fire Department personnel; Re:  |                         | June 16/97            | s. 12, 8(2)(a)                            | Litigation                      |  | Disclose   |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Combustible Goods  |                         |                       |  |                                 |  |            |
| Facsimile from Fire Department personnel to Building Department Re: Building Occupancy |                         | June 2/97             | s. 12  | Litigation                      |  | Disclose   |
| Hydro Referral   |                         | June 2/97             | s. 14(1), 12   | Litigation                      | s. 14(1)                                 | Disclose   |
| Tax Document   |                         | Unknown               | s. 12  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Inspector; Re: Site Inspection                                 |                         | May 21-Oct 29/97      | s. 14(2)(g), 14(2)(f), 14(3)(f), 14(1), 12, 8(2)(a)                          | Litigation                      | s. 14(1)                                 | Disclose   |
| Inspection Form  |                         | May 13/97             | s. 12  | Litigation                      |  | Disclose   |
| Letter to Fire Department personnel; Re: Correspondence                                |                         | April 2/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; re: Life Safety Study                          |                         | April 2/98            | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Life Safety Study                        |                         | April 2/98            | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Life Safety Study                          |                         | March 31/98           | s. 14(3)(g), 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Correspondence                             |                         | March 31/98           | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Removal of Goods                         |                         | March 30/98           | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter to Fire Department personnel; Re: Life Safety Study                             |                         | March 25/98           | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: File Retrieval                           |                         | March 25/98           | s. 12, 8(2)(a)   | Litigation                      | s. 14(1)                                 | Disclose   |
| F&A Recommendation Re: Disposal of Contents  |                         | March 9/98            | s. 12  |                                 |  | Already    |
| Facsimile to Fire Department personnel from City lawyer<br>Re: Notice of Appeal        |                         | March 20/98           | s. 14(1), 12, 8(2)(a)  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel<br>Re: Disposal of Goods                      |                         | March 19/98           | 2934-2939<br>Duplicate records;<br>2929-2933,<br>2940-2941 s. 12,<br>8(2)(a) | Litigation                      |  | s. 8(2)(a) |
| Handwritten Note - Fire Department personnel; Re: Hydro Service                        |                         | March 19/98           | s. 12, 8(2)(a)   | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: File Retrieval                           |                         | March 18/98           | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel to City lawyer<br>Re: File Retrieval          |                         | March 18/98           | s. 12  | Communication                   |  | s. 12      |
| Facsimile from City lawyer to Fire Department personnel; Re: Inventory                 |                         | March 18/98           | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel to FM Office; Re: Appeal                      |                         | March 18/98           | s. 12, 8(2)(a)   | Litigation                      |  | s. 8(2)(a) |



**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Life Safety Study   |                         | March 25/98           | s. 12, 10(1)(c), 10(1)(b), 10(1)(a), 8(2)(a) | Litigation                      | s. 10(1)                                 | Disclose   |
| Letter from Fire Department personnel; Re: Life Safety Study          |                         | March 12/98           | s. 12, 8(2)(a), 7(1)                         | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Electrical Service      |                         | March 12/98           | s. 12, 8(2)(a)                               | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Life Safety Study          |                         | March 12/98           | s. 12  | Litigation                      |  | Disclose   |
| Letter from City lawyer; Re: Removal of Goods & Payment Issues        |                         | March 10/98           | s. 12, 11(e), 10(1)(a), 10(1)(c), 8(2)(a)    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| F&A Recommendation Re: Disposal of Contents                           |                         | March 9/98            | s. 12  |                                 |  | Already    |
| Facsimile to City lawyer; Re: Motion Record                           |                         | March 10/98           | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to City lawyer Re: Plastic Goods                            |                         | March 11/98           | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to City lawyer Re: Purchasing Issues                        |                         | March 11/98           | s. 12  | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to City lawyer; Re: Purchasing Issues                       |                         | March 11/98           | s. 12, 10(1)(c), 10(1)(a)                    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile from City lawyer; Re: Disposal of Contents                  |                         | March 5/98            | s. 12, 8(2)(a)                               | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer Re: Sale & Disposal of Goods                  |                         | March 4/98            | s. 12, 8(2)(a)                               | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from City lawyer; Re: Life Safety Study                        |                         | March 4/98            | s. 12, 8(2)(a)                               | Litigation                      | s. 14(1)                                 | Disclose   |
| Letter from Fire Department personnel; Re: Correspondence             |                         | Feb 26/98             | s. 12, 8(2)(a), 7(1)                         | Communication                   |  | s. 12      |
| Letter from City lawyer; Re: Disposal of Goods                        |                         | Feb 26/98             | s. 12, 11(e), 8(2)(a)                        | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile - Fire Department personnel to City lawyer Re: Legal Advice |                         | Feb 25/98             | s. 12, 11(e), 8(2)(a)                        | Communication                   |  | s. 12      |
| Facsimile to Fire department personnel; Re: Inventory                 |                         | Feb 25/98             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire department personnel; Re: File Retrieval            |                         | Feb 25/98             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Purchasing Issues         |                         | Feb 18/98             | s. 12, 10(1)(c), 10(1)(a)                    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire Department personnel; Re: Inventory                 |                         | Feb 25/98             | s. 12, 10(1)(c), 10(1)(a)                    | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Letter from Fire Department personnel; Re: Court Issues               |                         | Feb 23/98             | s. 12, 8(2)(a)                               | Litigation                      |  | s. 8(2)(a) |
| Facsimile from City lawyer; Re: Sale & Disposal of Goods              |                         | Feb 23/98             | s. 12, 8(2)(a)                               | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from City lawyer to Fire                                    |                         | Feb 23/98             | s. 12  | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b>               | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>              | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|---------------------------------------|-----------------------|--|---------------------------------|--|------------|
| Department personnel;<br>Re: Court Matters  |                                       |                       |  |                                 |  |            |
| Corporation Profile Report Re: Numbered company   |                                       | Feb 5/98              | s. 12                                    |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered company   |                                       | Feb 9/98              | s. 12                                    |                                 |  | Mediated   |
| Facsimile from Fire department personnel;<br>Re: Inventory                                |                                       | Feb 20/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Note to File - Fire Department personnel; re: Removal of Goods                            |                                       | Feb 20/98             | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Removal of Goods                               |                                       | Feb 20/98             | s. 12, 8(2)(a)                           | Litigation                      | s. 14(1)                                 | Disclose   |
| Business Names Report   |                                       | Feb 13/98             | s. 12                                    |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered company   |                                       | Feb 13/98             | s. 12                                    |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered company   |                                       | Feb 13/98             | s. 12                                    |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered company   |                                       | Feb 13/98             | s. 12                                    |                                 |  | Mediated   |
| Business Names Report   |                                       | Feb 13/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Return Mail - Canada Post   |                                       | Feb 20/98             | s. 12                                    | Litigation                      |  | Disclose   |
| Business Names Report   |                                       | Feb 13/98             | s. 12                                    |                                 |  | Mediated   |
| Handwritten Note - Fire Department personnel; Re: Appeal/Payment Issues                   |                                       | Feb 19/98             | s. 12, 11(e), 8(2)(a), 7(1)              | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel<br>Re: Draft Letter for Inventory            |                                       | Feb 18/98             | s. 12, 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| Ontario Court General Division Motion Record  |                                       | Feb 2/98              |  |                                 |  | Already    |
| Ontario Court General Division Motion Record  |                                       | Feb 17/98             |  |                                 |  | Already    |
| Letter to Fire Department personnel; Re: Electrical Service                               |                                       | Feb 13/98             | s. 12, 8(2)(a)                           | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re: Inventory                                     |                                       | Feb 12/98             | s. 12, 10(1)(c), 10(1)(a)                | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile to Fire department personnel; Re: Inventory                                     | X<br>(3222 is dup. of 3218)           | Feb 6/98              | s. 12                                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Correspondence                              | X<br>(3232-3237 is dup. of 3216-3221) | Feb 12/98             | s. 12, 10(1)(c), 10(1)(a)                | Litigation                      | s. 10(1), s. 14(1)                       | Disclose   |
| Facsimile from Fire Department personnel; Re: Inventory & Sale of Goods                   |                                       | Feb 18/98             | s. 12, 8(2)(a)                           | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note - City lawyer to other lawyer and Fire Department personnel; Re: Legal Advice |                                       | Feb 16/98             | s. 14(3)(g), 14(2)(f), 12, 8(2)(a), 7(1) | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b>     | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                     | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-----------------------------|-----------------------|---|---------------------------------|--|------------|
| Facsimile to Fire Department personnel; Re: Corporation Profile Report Re: Numbered company |                             | Feb 4/98              | s. 12   |                                 |  | Mediated   |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Purchasing Issues             |                             | Feb 11/98             | s. 12, 11(e), 10(1)(c), 10(1)(a), 8(2)(a), 7(1) | Communication                   |  | s. 12      |
| Facsimile from Fire Department personnel; Re: Correspondence                                |                             | Feb 12/98             | s. 12   | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel to City lawyer<br>Re: Correspondence               |                             | Feb 12/98             | s. 12   | Communication                   |  | s. 12      |
| Facsimile from Fire Department personnel; Re: Sale of Goods                                 |                             | Feb 11/98             | s. 12   | Litigation                      | s. 14(1)                                 | Disclose   |
| Memo between Fire Department personnel; Re: Removal of Combustible Goods                    |                             | Feb 11/98             | s. 12, 8(2)(a), 8(1)(g), 8(1)(c)                | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Sale of Goods                                    |                             | Feb 11/98             | s. 12, 11(e)                                    | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Combustible Goods                               | X<br>(3228-3229)            | Feb 12/98             | s. 12   | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile to Fire Department personnel; Re: Transfer of Goods                               | X<br>(3256)                 | Feb 12/98             | s. 12   | Litigation                      |  | Disclose   |
| Summary of Legal Actions  |                             | Feb 10/98             | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| Facsimile from City personnel; Re: Press Release  |                             | Feb 10/98             | s. 15(a), 12                                    |                                 |  | Mediated   |
| Facsimile from Fire Department personnel; Re: Removal of Goods                              |                             | Feb 10/98             | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| Memo from Fire Department personnel; Re: Removal of Goods                                   |                             | Feb 10/98             | s. 12, 8(2)(a), 8(1)(c)                         | Litigation                      |  | Disclose   |
| Letter from Fire Department personnel; Re: Removal of Goods & Inventory                     |                             | Feb 10/98             | s. 12, 8(2)(a), 7(1)                            | Litigation                      |  | Disclose   |
| Facsimile from Fire department personnel; Re: Removal of Goods & Court Matters              |                             | Feb 10/98             | s. 12, 8(2)(a)                                  | Litigation                      |  | s. 8(2)(a) |
| Facsimile from Fire Department personnel; Re: Removal of Goods                              |                             | Feb 10/98             | s. 12, 8(2)(a), 7(1)                            | Litigation                      |  | Disclose   |
| Memo from Fire Department personnel; Re: Site Monitoring                                    |                             | Feb 10/98             | s. 12, 8(2)(a), 7(1)                            | Litigation                      |  | Disclose   |
| Facsimile from Fire department personnel; Re: Removal of Goods                              |                             | Feb 10/98             | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Security Issues                               |                             | Feb 10/98             | s. 12, 8(2)(a)                                  | Litigation                      |  | Disclose   |
| E-mail note - City lawyer to Fire Department personnel<br>Re: Turnover of Building          | X<br>(3298 is dup. of 2253) | Feb 6/98              | s. 14(1), 12, 8(2)(a), 7(1)                     | Communication                   |  | s. 12      |
| Facsimile from Fire Department personnel; Re: Access Issues                                 |                             | Feb 5/98              | s. 12, 8(2)(a)                                  | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail note - City lawyer to Fire Department personnel                                      |                             | Feb 5/98              | s. 12, 7(1)                                     | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b> | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|-----------------------------|---------------------------------|--|------------|
| Re: Sale of Goods  |                         |                       |                             |                                 |  |            |
| Facsimile to City personnel<br>Re: Trailer Rental Costs                                    |                         | Feb 5/98              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Sale of Goods                             |                         | Feb 5/98              | s. 12, 11(e), 8(2)(a)       | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Sale of Goods                             | X<br>(3326-3328)        | Feb 5/98              | s. 12, 11(e), 8(2)(a)       | Litigation                      | s. 14(1)                                 | Disclose   |
| Corporation Profile Report Re: Numbered<br>Company   |                         | Feb 4/98              | s. 12                       |                                 |  | Mediated   |
| Corporation Profile Report Re: Numbered<br>company   |                         | Feb 5/98              | s. 12                       |                                 |  | Mediated   |
| E-mail note - Between Fire Department<br>personnel; Re: Court Matters                      |                         | Feb 5/98              | s. 12, 8(2)(a)              | Litigation                      | s. 14(1)                                 | Disclose   |
| Memo from Building to Fire Department<br>personnel;<br>Re: Sprinkler System                |                         | Feb 3/98              | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |
| Facsimile of Memo from Building to Fire<br>Department personnel<br>Re: Sprinkler System    | X<br>(3344)             | Feb 3/98              | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |
| Facsimile to City Lawyer;<br>Re: Notice of Motion  |                         | Feb 3/98              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile to Fire Department personnel; Re:<br>Inventory                                   |                         | Feb 3/98              | s. 12, 11(e)                | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Security Issues & Removal of Goods        |                         | Feb 2/98              | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |
| Facsimile from City Lawyer;<br>Re: Notice of Motion  |                         | Feb 2/98              | s. 12                       | Litigation                      | S. 14(1)                                 | Disclose   |
| Facsimile from City Lawyer;<br>Re: Notice of Motion  |                         | Feb 2/98              |                             |                                 |  | Already    |
| Facsimile Cover Sheet from Building<br>Department to Fire Department Re:<br>Correspondence |                         | Feb 3/98              | s. 12                       | Litigation                      |  | Disclose   |
| Ontario Court General Division Affidavit -<br>Draft  |                         | Feb 2/98              | s. 12, 7(1)                 | Litigation                      |  | s. 7(1)    |
| Facsimile from Fire Department personnel;<br>Re: Correspondence                            |                         | Feb 3/98              | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department to power<br>company Re: Electrical Repairs                  |                         | Feb 2/98              | s. 12                       | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Payment Issues                            |                         | Jan 30/98             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re Security Issues                            |                         | Jan 26/98             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Security Issues                           |                         | Jan 28/98             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;<br>Re: Security Issues                           |                         | Jan 26/98             | s. 12, 8(2)(a)              | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel;  |                         | Jan 26/98             | s. 12, 8(2)(a)              | Litigation                      |  | s. 8(2)(a) |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>   | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>                  | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|---|-------------------------|-----------------------|--|---------------------------------|--|------------|
| Re: Removal of Goods  |                         |                       |  |                                 |  |            |
| Memo from City Clerk to Fire Department personnel; Re: Enforcement Action                                     |                         | Jan 29/98             | s. 12  | Litigation                      |  | Disclose   |
| Memo from City to Fire Department personnel; Re: Security Services  |                         | Jan 29/98             | s. 12  | Litigation                      |  | Disclose   |
| F&A Recommendation Re: Financing of Security Services   |                         | Jan 23/98             | s. 12  |                                 |  | Already    |
| F&A Recommendation Re: Security Services  |                         | Jan 22/98             | s. 12  |                                 |  | Already    |
| F&A Recommendation Re: Enforcement Action   |                         | Jan 26/98             | s. 12  | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel; Re: Removal of Goods  |                         | Jan 26/98             | s. 12, 11(e), 8(2)(a)                        | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire department personnel; Re: Security Issues   |                         | Jan 23/98             | s. 14(3)(g), 14(2)(i), 14(2)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Legal Matters & Removal of Goods                                |                         | Jan 16/98             | s. 12, 8(2)(a)                               | Litigation                      |  | s. 8(2)(a) |
| Letter from Fire Marshal's Office; Re: Fire Marshal Order   |                         | Jan 15/98             | s. 12, 11(e), 8(2)(a)                        | Litigation                      |  | Disclose   |
| Facsimile from Fire Department personnel to City lawyer<br>Re: Appeals & Legal Matters                        |                         | Jan 15/98             | s. 12  | Communication                   |  | s. 12      |
| Facsimile from Fire Department personnel; Re: Sale of Goods   |                         | Jan 14/98             | s. 12, 11(e), 8(2)(a)                        | Litigation                      | s. 14(1)                                 | Disclose   |
| Facsimile from Fire Department personnel; Re: Inventory & Storage   |                         | Jan 14/98             | s. 12  | Litigation                      |  | Disclose   |
| Handwritten Note - Fire Department personnel; Re: File Contents   |                         | Nov 14/97             | s. 12  | Litigation                      |  | Disclose   |
| Handwritten Note - author unknown Re: Removal & Disposal of Goods   |                         | Unknown               | s. 14(2)(g), 14(2)(f), 12                    | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; Re: Warrant   |                         | Unknown               | s. 14(1), 12, 11(e)                          | Communication                   |  | s. 12      |
| Rough Notes of Fire Department personnel; Re: Legal Matters & Legal Advice for Warrant/Appeal & Sale of Goods |                         | Nov 14-Dec.10/97      | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten note - Fire Department personnel  |                         | Dec. 10/97            | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten Notes and e-mail - Fire Department personnel; Re: meeting   |                         | Dec 10/97             | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Communication                   |  | s. 12      |
| Handwritten Note - Fire Department personnel; re: Past history of building                                    |                         | No date               | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten note- Fire Department personnel; re: Court Date   |                         | Dec 9/97              | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Communication                   | s. 14(1)                                 | Disclose   |
| Phone message to Fire Department personnel  |                         | Dec 8/97              | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten notes by Fire Department personnel - re: meetings   |                         | Dec 8/97              | s. 14(3)(g), 14(3)(f), 12, 8(2)(a)           | Communication                   |  | s. 12      |

**RECORDS FOR APPEAL MA-990085-1**

| <b>Record Description</b>  | <b>Duplicate Record</b> | <b>Date of Record</b> | <b>Exemption(s) Claimed</b>        | <b>Type of section 12 claim</b> | <b>Mandatory Exemption(s) Considered</b> | <b>Dis</b> |
|--|-------------------------|-----------------------|------------------------------------|---------------------------------|--|------------|
| Handwritten notes by Fire Department personnel                   |                         | No date               | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten notes - Fire Department personnel; Re: meeting       |                         | No date               | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Communication                   |  | s. 12      |
| Handwritten notes by Fire Department personnel                   |                         | No date               | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Handwritten note by Fire Department personnel                    |                         | No date               | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Communication                   |  | s. 12      |
| Rough Notes of F.S.C. hearing                                    |                         | Nov. 14/97            | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Requirements regarding indoor storage                            |                         | No date               | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| E-mail from City lawyer to Fire Department personnel re: Warrant |                         | Nov. 13/97            | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Communication                   |  | s. 12      |
| Article "When Actions Speak Louder than Words"                   |                         | May/June 1995         | s. 14(3)(g), 14(3)(f), 12, 8(2)(a) | Litigation                      | s. 14(1)                                 | Disclose   |
| Fire Code Commission Decision Summaries                          |                         | Unknown               | s. 15(a), 12                       |                                 |  | Mediate    |
| Fire Code Commission Decision Summary                            |                         | May 26/98             | s. 15(a)                           |                                 |  | Disclose   |
| Fire Code Commission Decision Summary                            |                         | Feb 13/91             | s. 15(a), 12                       |                                 |  | Mediate    |
| Fire Code Commission Decision Summary                            |                         | July 7/93             | s. 15(a), 12                       |                                 |  | Mediate    |
| Fire Code Commission Decision Summary                            |                         | Aug 10/94             | s. 15(a), 12                       |                                 |  | Mediate    |