

From: jamesmeaney@lowerchurchillproject.ca
Sent: Thursday, June 4, 2015 8:58 AM
To: Paul Harrington
Subject: Fw: MWH/Nik Update
Attachments: Attachment C to Subconsulting Agreement (00340724-3xC0FD8).docx

FYI...appears to be heading in right direction...

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Nik Argirov <nik@argirovglobal.com>
Sent: Thursday, June 4, 2015 1:35 AM
To: JamesMeaney@nalcoreenergy.com
Subject: FW: Follow-up from our call

Jim,

Just to keep you up to date on my negotiations with MWH, this is the latest from me (actually from my lawyer) to them. I believe it follows closely the meeting discussions and it should not be a problem for MWH to accept. It looks like everything else has been addressed/resolved...

Regards,

Nik

On Wednesday, June 3, 2015 3:35 PM, Drew Demerse
<ddemerse@ropergreyell.com> wrote:

John and Patrick,

Upon reflecting on the draft organization chart that Patrick has prepared, Nik's position is that the organizational chart should be amended to refer to Argirov Engineering Inc. It is acceptable if it also refers to Nik, but should reference his company, which is the Subconsultant.

We also note that in the organization chart P. Rae is listed in the legend as an "MWH Advisor". Please clarify the nature of this relationship, which is at present unknown to Nik. Is he a subcontractor as well?

Nik and I have prepared the attached document for incorporation into the agreement as "Attachment C".

We recommend that para. 3 of Attachment A be revised to read (revision in bold text):

"3. Act as Independent Engineer on the Lower Churchill project on behalf of MWH. Mr. Argirov will continue to provide Independent Engineer services in the manner previously performed by him, and in coordination with MWH IE Coordinator Amir Alavi (the "MWH Coordinator"). Attachment C sets out the parties' expectations regarding communication between them and with the client on this project.

Drew Demerse

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Attachment C

Framework for Delivery of IE Services by Argirov Engineering Inc.

1. Monthly deliverables: Draw Confirmation Certificates

Review of key documents:

- a. Monthly Contractor Reports
- b. Monthly Construction Reports
- c. Material Contract Cost Summary & other related documents as issued by Nalcor/Emera
- d. Funding Request Documents

Contractor reports are usually received between the 1st and the 20th of the month and are reviewed upon receipt. All other reports (items b-d) are received on or about the 20th of each month.

The Subconsultant will be available for consultation with the MWH Coordinator for the first 20 days of each month. In order to ensure timely completion of the monthly certificates, the week of the 20th – 27th is reserved for report compilation, review and final issuance of certificates. It is imperative that the review process is not impeded by any external interruptions during this time.

Any MWH QA/QC review of draw confirmation certificates shall be completed in the following month after the certificates are issued. QA/QC review will not provide guidance to IE services, therefore QA/QC will act as an internal MWH review mechanism only.

2. Site Visits

Site visits will be conducted by the Subconsultant as required. Subconsultant will provide reports resulting from site visits to MWH QA/QC for review prior to submission to the client.

3. Factory Visits

Factory visits will be conducted by the Subconsultant as required. Subconsultant will provide reports resulting from factory visits to MWH QA/QC for review prior to submission to the client.