

MR. ROGERS, EXAM. BY MR. MERRICK

1 Q. I note that it refers to a re-drafted set of those
2 six conditions. And if we turn to page 43, it's a
3 Schedule One and, again, there's six conditions that this
4 time in -- some of them in a different version from what
5 we looked at a few moments ago --

6 A. Yes.

7 Q. -- apart from the company disagreeing with your
8 Department's position that they didn't need that level of
9 financial support, are you able to summarize for me
10 quickly today where they were also disagreeing on those
11 six conditions?

12 A. If you just give me a moment to look over the
13 preceding memo before I answer?

14 Q. Sure.

15 A. [Witness reading]. The attachment, the conditions
16 on Schedule One that you refer to on page 43, were a re-
17 write of the six conditions that we had presented them
18 two days earlier. And these, in turn, were modified in
19 the final contract. These were, I believe, more
20 favourable to them or left more out than we finally would
21 agree to. That would be the generality of why the file
22 would be different from these.

23 Q. And I take it -- and I haven't tried a word-for-word
24 comparison or even a close clause-by-clause comparison,
25 but it seems to me that one of the things that they were