

MR. CAMERON, EXAM. BY MR. MERRICK

1 be able to recover?

2 A. And they made it to our officials in the Department.

3 And they made it over and over and over again.

4 Q. Who, on behalf of Curragh, committed never to  
5 enforce the agreement?

6 A. Clearly, Marvin Pelley and Gerald Phillips would  
7 know. There was something said later on, though, that I  
8 often wondered if Cliff Frame actually understood the  
9 deal that he got into.

10 Q. What was it that later happened that made you wonder  
11 whether Frame --

12 A. Well, it -- there was comments made, "Well, you  
13 know, we can go proceed now and if we can't sell the  
14 coal, we will just proceed to exercise the option in this  
15 agreement." Well, that wasn't the deal.

16 Q. Mr. Frame made comments like that?

17 A. That was my impression that, through Marvin or  
18 someone else, that Cliff thought that they could exercise  
19 that. Frame didn't say it to me directly, that's for  
20 sure.

21 Q. Uh-huh. At what point in time was that?

22 A. It was after -- after they were in production. But  
23 they would have to be up to full production anyway before  
24 they could -- they would have to prove they were at  
25 975,000 tonnes' production before they could exercise it