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Reply Attention of:	James H. Goulden
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Our File:	9323379
Date:	March 7, 2011

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BY E-MAIL AND REGULAR MAIL

Ms. Vivian Krause
1046 – 1641 Lonsdale Avenue
North Vancouver, BC V7M 2J5

Dear Ms. Krause:

Re: Tides Canada Foundation (“Tides Canada”) – Your Publications

We are in receipt of your e-mails to our client dated February 23 and 24, 2011, in which you attached blog entries which reference, amongst other entities, our client, Tides Canada, and their involvement in a project identified as “Organizing for Change”. We have also reviewed your opinion piece in the Vancouver Sun of February 25, 2011, entitled “Americans are meddling in BC politics” and your letter to the editor in the Financial Post dated March 2, 2011.

Once again, the writer and our client have serious concerns about the contents of your publications, which again contain serious inaccuracies and misrepresentations, as set out below.

1. Neither Tides Canada, nor Organizing for Change, have been attempting “to get people to temporarily join the Liberal Party in order to be able to vote on Feb. 26”, as you have indicated in your publications. Rather, as is clear from the publications and e-mails sent by Organizing for Change, this is strictly a non-partisan action, as more than one party was seeking new leadership, and Organizing for Change expresses no preference regarding which party to join or candidate to vote for.
2. You continue to conflate Tides Canada and Tides US, by repeatedly using the name Tides in your articles and implying a specific relationship between these organizations that does not exist. Tides Canada is an independent organization. Tides US is not a parent organization of Tides Canada. Tides Canada is not in any way controlled by Tides US.
3. Your articles wrongly imply that Tides Canada is involved in Dogwood Initiative projects in which Tides Canada has no involvement.



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4. Your articles state that Tides Canada is attempting to hide or keep quiet its activities or funding sources. As you have determined from your own research on public filings, information on grants made by Tides Canada is readily available. Funders and grant recipients are also listed in Tides Canada's annual reports. You are not correct when you say that Tides Canada's activities are not "out in the open". To suggest that Tides Canada is trying to keep its activities and funding quiet or hidden is both disingenuous and factually inaccurate.

5. Tides Canada is not "behind" Open Media. This is wrong. Tides Canada does not fund Open Media. Open Media is not a project of Tides Canada. Tides Canada does support Media Democracy, a small internal project of Tides Canada engaged in charitable activities.

6. The \$27.3 million in funding referenced in your "10 Reasons" blog entry and letters was not paid to "two small First Nations on the B.C. coast". Your statement to the contrary is wrong. As we have advised you previously, these funds were granted to the Coast Conservation Endowment Fund Foundation. These grants by Tides Canada were made to match government contributions and they benefit all 26 participating First Nation communities in coastal BC. The purpose of the grant is clear – to support conservation management initiatives by these 26 First Nations. It is not being kept quiet as you have repeatedly misrepresented in your publications, and it is not about tanker traffic on the West Coast.

7. You have implied that Tides Canada is heavily involved in "oil" issues. This is wrong. In fact, Tides Canada is funding very few organizations involved in oil issues, and is not making large grants to these organizations. Tides Canada has no knowledge or involvement in most of the grants or projects on oil issues that are referenced in your "Ten Reasons" blog entry.

8. You have implied substantive involvement by Tides Canada in the affairs of the Endswell Foundation. This is wrong. The Endswell Foundation was an important supporter of Tides Canada, but Tides Canada has no knowledge of or involvement in the Endswell Foundation, save for the receipt of grants from this separate and independent legal entity.

9. You state in the Vancouver Sun print edition of February 25, 2011, that Tides Canada spent \$56 million on "consultants" in 2009. This is wrong. In 2009, Tides Canada's total expenditures for contracts were less than \$5.6 million.

We demand that you immediately remove all of the inaccurate statements and misrepresentations noted above from your publications, including your blog and website. As well, you must issue a statement on your blog and website admitting that the statements set out above were not true and apologizing to Tides Canada for making these inaccurate statements and misrepresentations.

If you fail to comply with the above demands by 4:00 p.m. on Wednesday, March 9, or otherwise continue to engage in making inaccurate and/or misleading statements about Tides



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Canada or Organizing for Change in the future, we will seek instructions from our client to commence legal action against you without further notice.

Yours truly,

Bull, Housser & Tupper LLP



James H. Goulden

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