



DA'NAXDA'XW/AWAETLALA NATION
Administration Office
Tsatsisnukwomi, Harbledown Island

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September 8, 2019
Karey Brooks
JFK Law
340 - 1122 Mainland Street
Vancouver, BC V6B 5L1

Re: Leadership of Da'naxda'xw First Nation

Dear Ms. Brooks:

Further to your letters of July 16, 2019 and July 23, 2019, you may accept this letter as the response of the legal representatives of the Da'naxda'xw First Nation: the Hereditary Chiefs Council.

As you are aware, on May 26, 2017 a federal court order created the Hereditary Chiefs Council. Subsequent to that order the Chiefs met several times over the ensuing two years to discuss many issues that impacted the Nation including a unified position on local fish farms and hunting in our traditional territory. All efforts to negotiate and develop a governance code were delayed and obstructed by Gordon Glendale, including funding applications to have the process paid for as Gordon Glendale refused to utilize Nation resources to cover the cost of the development of code, even though the order required the Nation to make the funds available.

The Hereditary Chiefs, including Gordon Glendale, signed a Band Council Resolution that was submitted to Indigenous Services Canada confirming the Hereditary Chiefs Council as the leaders of the Nation, effective August 1, 2017. Subsequent to the Chiefs meeting of October 15, 2018 Gordon Glendale signed the Record of Decisions that confirmed that the Chiefs agreed that 3 out of 4 formed a quorum of the Council. On February 22, 2019 all of the Hereditary Chiefs signed a funding agreement with Indigenous Services Canada. These three events negate any argument or notion that the Hereditary Chiefs Council are not the lawful representatives of this Nation. Your position that we are not the legal representatives is offensive and incorrect.

The Hereditary Chiefs Council have no information, documentation or knowledge about who hired you or for what purpose. However, we are confident that it is the

Da'naxda'xw First Nation and **NOT** Gordon Glendale that has been paying your invoices. It is puzzling and shocking to see you write and underline in your letter that you do not represent us. We regard that statement as your resignation from any representation of our Nation, as we are the legal representatives of the Da'naxda'xw First Nation. Gordon Glendale no longer has any role in the governance of the Nation.

We hereby end your representation in any capacity of the Da'naxda'xw First Nation, effective immediately.

We instruct that you cease any action, work or representation in any capacity on behalf of the Da'naxda'xw First Nation, including our treaty table.

As a result of ending your representation of our Nation, we ask that you forward the following documentation immediately:

1. Any and all retainer agreements and Band Council Resolutions that provide you with instructions from the Da'naxda'xw First Nation;
2. A copy of any and all of our files in their entirety; and
3. A final accounting of any funds that you may hold in trust and the return of any balance that remains.

Please be advised that it is clear from your letters that you acknowledge that Gordon Glendale was removed from the Chiefs Council on July 6, 2019, yet did not seek any instructions or guidance from the Hereditary Chiefs Council on how to proceed. Rather you appear to have taken instructions from Gordon Glendale, who does not represent the Hereditary Chiefs Council. As a result, this Nation will not pay for any legal advice you provided to him after July 6, 2019 and trust that your final account to this Nation will not include any fees in relation to your advice to him.

Sincerely,

Chief Norman Glendale

Chief Billy Peters

Chief Robert Duncan