

This is the 1st affidavit
of Rick Brouwer in this case and
was made on March 28, 2024.

Court File No. S236214
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

1392752 B.C. LTD.

PETITIONER

AND:

SKEENA SAWMILLS LTD.
SKEENA BIOENERGY LTD. and
ROC HOLDINGS LTD.

RESPONDENTS

FIRST AFFIDAVIT OF RICK BROUWER

I, Rick Brouwer, Registered Professional Forester #2094 of 4915 Halliwell Ave, Terrace,
British Columbia, AFFIRM THAT:

1. I have been a Registered Professional Forester in good standing for 36 years. I am an owner of Westland Resources Limited and Northwest Timberlands Ltd, and have been with those companies since 2003.
2. I am a consultant to the Kitsumkalum First Nation and related entities and have assisted them with the preparation of a bid to purchase the assets of the Respondents in this matter. As such, I have personal knowledge of the facts and matters hereinafter deposed, save and except where same are stated to be made on information and belief and where so stated I verily believe the same to be true.
3. In my work I have been involved with and have personal knowledge of at least twenty forest tenure transfers of various types that were successful. I do not recall the specific lengths of time that it took for each of those transfers to complete. In all cases, however, the transfers did complete. I am not aware of any transfers which were applied for that did not complete.

4. I am aware of a particular forest transfer of which I have personal knowledge that completed in two (2) months.
5. Forest tenure transfers are subject to a Ministerial decision, and relate to tests under the *Forest Act*. Each transfer decision is unique, and therefore I cannot comment on what conditions might result in a tenure transfer not being successful, though as I noted above, I am not aware of any circumstances where an application to transfer a tenure failed.
6. I believe that one important factor that will impact the time for completion of a tenure transfer is the process of engagement with First Nations that have an interest or claim in the area subject to the tenure. I am aware that if efforts are made to consult with the relevant First Nations in advance of the Crown's consultation with those groups, the tenure transfer process including the Ministerial decision can be conducted in a relatively short time. For example, a transfer in 2019 of a Woodlot tenure near Terrace BC was completed within two months.
7. I believe the facts sworn herein to be true.

AFFIRMED BEFORE ME at Terrace)
In the province of British Columbia, this)
28 day of March, 2024 .)

A commissioner for taking
Affidavits for British Columbia

JOHN BANDSTRA
Barrister & Solicitor
#200 - 4630 Lazelle Ave.
Terrace, BC V8G 1S6

Rick Brouwer