

BY FACSIMILE

February 14, 2011

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Ontario Labour Relations Board
505 University Avenue, 2nd Floor
Toronto, Ontario M5G 2P1

Attention: Mr. Peter Gallus, Director/Registrar

Dear Mr. Gallus:

**Re: Application for Interim Order
Denis Rancourt (Applicant) and University of Ottawa (Responding Party)**

As you know, we represent the University of Ottawa in the aforementioned matter.

We are writing further to our client's "Response to Application for Interim Order" which was filed in accordance with the Board's Rules earlier today. The pending proceeding to which the Application for Interim Order appears to relate is Mr. Rancourt's ULP complaint in **OLRB File No. 2567-10-U**.

We are writing to advise that in lieu of proceeding to arbitration pursuant to the section 49 requests at issue in the present Application, the University of Ottawa and the Association of Professors of the University of Ottawa ("APUO") have now agreed to appoint Mr. Claude H. Foisy as arbitrator in connection with grievances G14, G15 and G24 filed on behalf of Mr. Rancourt. A copy of the letter from APUO to Mr. Foisy advising him of same is attached hereto.

The University therefore has the following additional submissions as a result of the above noted agreement to proceed to appoint Mr. Foisy as arbitrator and proceed to arbitration:

With respect to the Applicant's requests that the Board dismiss the section 49 requests, extend the time limit in section 49 of the *Labour Relations Act* for the commencement of the hearing, or defer or adjourn the section 49 requests until the ULP complaint is determined, those remedies are now moot. The Board cannot issue such remedies now that the section 49 requests no longer exists as a result of the University and APUO entering into an agreement to proceed to arbitration before Mr. Foisy.

Emond  Harnden LLP

We trust this is satisfactory.

Yours truly,



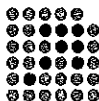
Paul Lalonde

PL/sm

Enclosure

cc: Denis Rancourt (by electronic mail and courier)
cc: Association of Professors University of Ottawa (by fax)
cc: J.F.W. Weatherill (by fax)
cc: Alain Roussy, Legal Counsel, University of Ottawa (by electronic mail)

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Sean T. McGee, Tel: (613) 231-8232, Fax: (613) 788-3665, sean.mcgee@nelligan.ca

February 14, 2011

BY FAX (514) 844-5580

Me Claude H. Foisy
Arbitrabeq
Services d'arbitrage
701-1000 de Maisonneuve W
Montréal (Québec) H3A 3K1

Dear Me Foisy

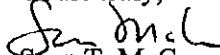
Re: Denis Rancourt
Our File No.: 1180-10

Please be advised that the University of Ottawa and the Association of Professors of the University of Ottawa have agreed to your appointment as arbitrator in connection with grievances G14, G15 and G24 filed on behalf of Professor Denis Rancourt. Lynn Harnden represents the University and I represent the Association.

We anticipate that a significant number of days will be required to complete these matters, including likely preliminary issues. We will be in touch within the next short while to advise what we propose for a hearing schedule. Once we have done so, and given that the events in dispute include the termination of Prof. Rancourt's employment, we would be grateful if your office could coordinate the scheduling of dates at the earliest opportunity.

Thank you in advance for your assistance in this matter.

Yours truly,


Sean T. McGee

STM:nt

Cc: Lynn Harnden
Renata Green, APUO

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