
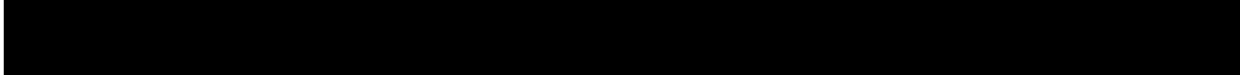


WHITES POINT BASALT DEPOSIT  
DIGBY COUNTY, NOVA SCOTIA  
CANADA

COMMENTS REPORT  
ON  
BASALT DEPOSIT  
TECHNICAL POINTS  
IN CANADA'S  
COUNTER MEMORIAL

Prepared By: Michael Cullen, P. Geo.  
August 1, 2017

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## 1.0 Introduction

This report presents comments prepared by Mercator Geological Services Limited (Mercator) in relation to the “Counter-Memorial On Damages”, dated June 9, 2017, with regard to the subject arbitration, and referenced herein as Counter-Memorial (2017).

Mercator was asked by Nash Johnston LLP to comment on three items:

- 1.
- 2.
- 3.

In Counter-Memorial (2017), Canada incorrectly asserts that the Mercator (2016) resource report states that the Whites Point

This reference by Canada is inaccurate, as the Mercator (2016) report was not

It specifically notes, for completeness alone, that

significance of

The

Bilcon was a private company, not a public company.

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<sup>1</sup> Government of Canada Counter-Memorial, dated June 9, 2017, page 62, paragraph 131


<sup>2</sup> Expert Report of Mercator Geological Services Limited (Michael Cullen), dated November 17th, 2016, page 47, Section 14.1, paragraph 2

The fact that an experienced and successful enterprise like the Clayton Group was



### 3.1 Introduction

The SC Market Analytics Report (SCMA, 2017), prepared in support of Counter-Memorial (2017), incorrectly asserts that

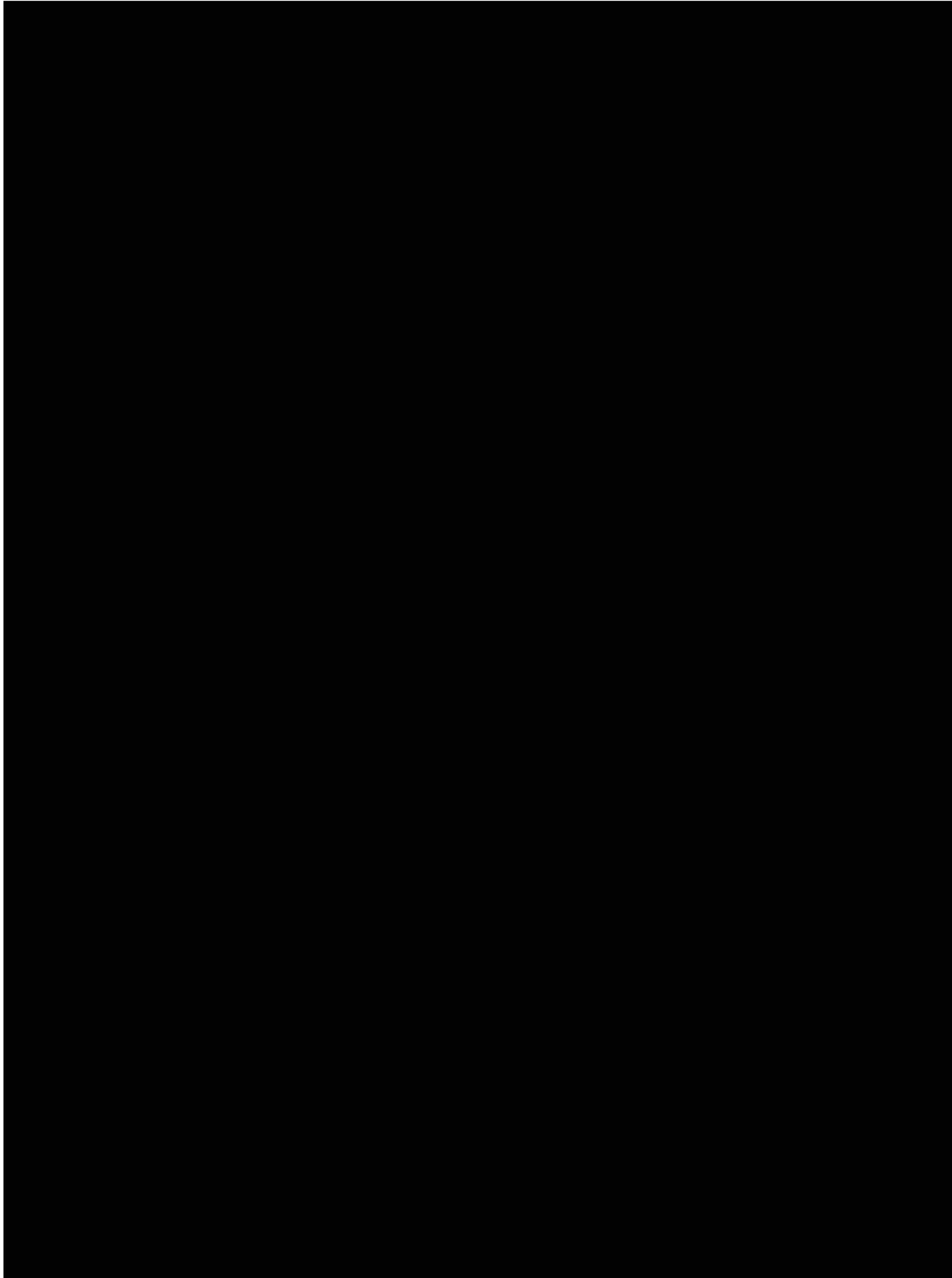


As background,



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<sup>3</sup>Expert Report of SC Market Analytics dated June 9, 2017, page 28, paragraph 81; page 29, paragraphs 82 and 83



[REDACTED]

In combination, the New York and New Jersey [REDACTED]

[REDACTED]

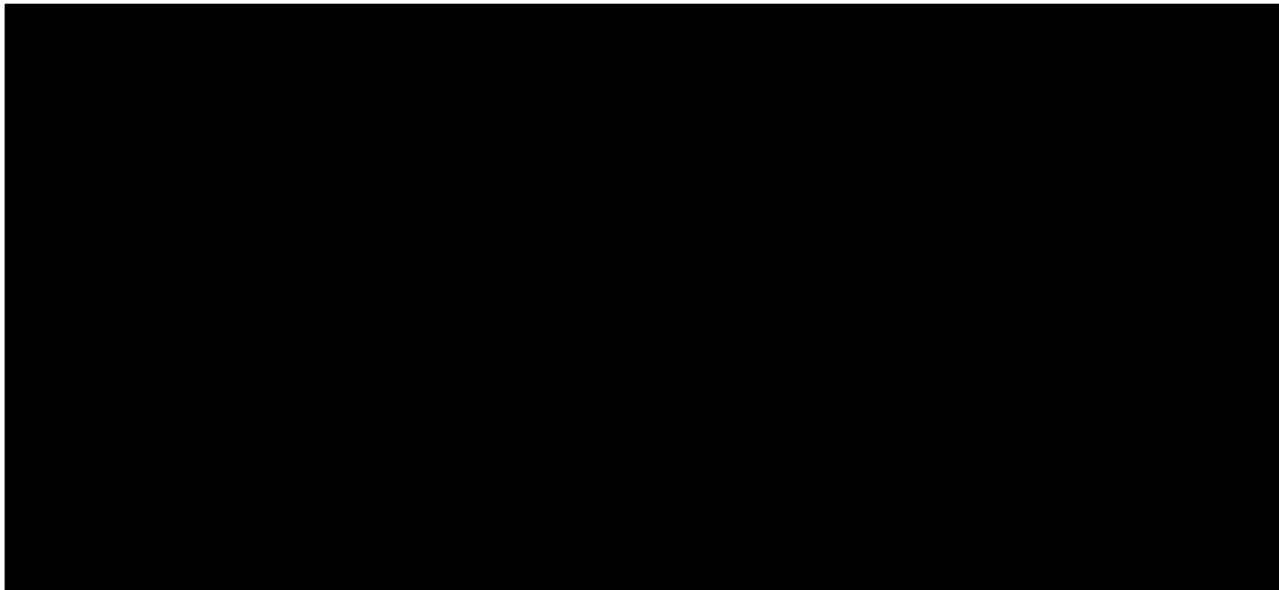
[REDACTED] could be produced from the Whites Point basalt deposit.

Additional local perspective [REDACTED]

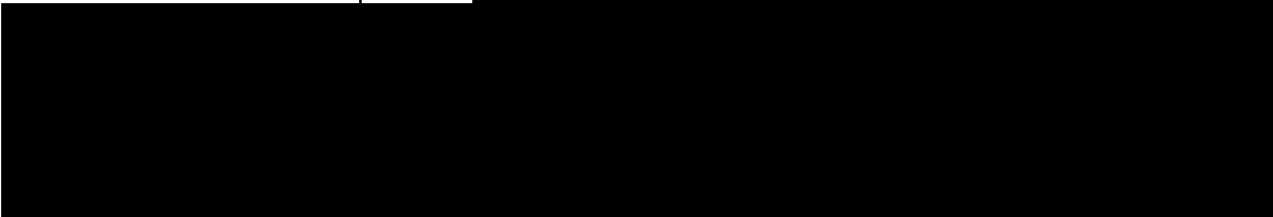
[REDACTED]

In summary, [REDACTED]

[REDACTED]

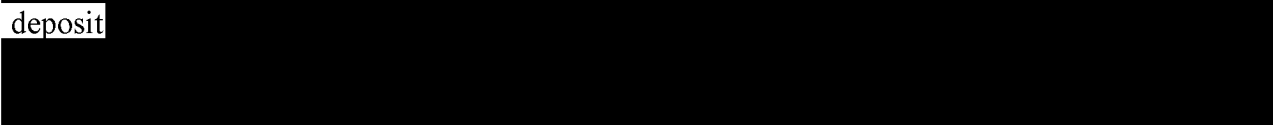


The Whites Point basalt deposit has

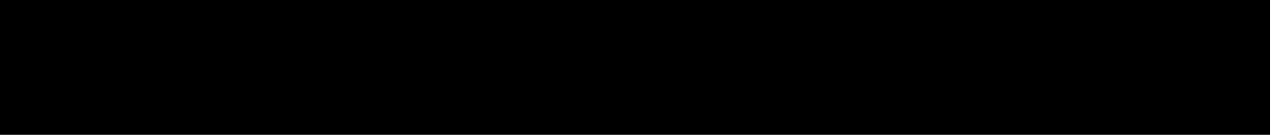


deposit

The Whites Point basalt



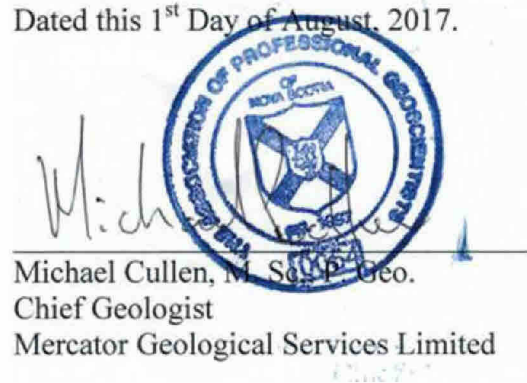
Based on the above, it is concluded that aggregate from the Whites Point basalt deposit would



## 4.0 Date and Signature Page

The effective date of this report is August 1, 2017.

Dated this 1<sup>st</sup> Day of August, 2017.

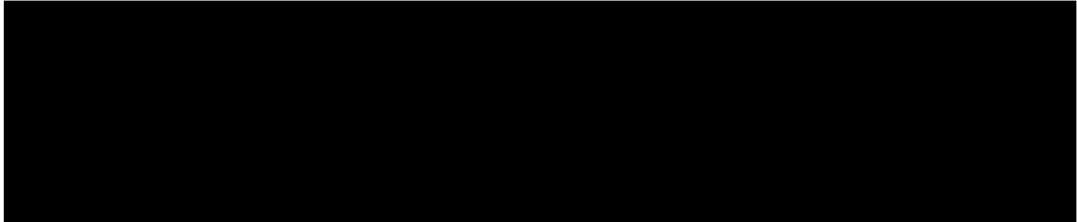


Michael Cullen, M. Sc. P. Geo.  
Chief Geologist  
Mercator Geological Services Limited




## 5.0 Certificate of Author

I, Michael P. Cullen, P. Geo., do hereby certify that:

1. I currently reside in Halifax, Nova Scotia, Canada and am employed as Chief Geologist by Mercator Geological Services Limited.
2. I received a Master of Science (Geology) degree from Dalhousie University in 1984 and received a Bachelor of Science degree (Honours, Geology) in 1980 from Mount Allison University.
3. I am a registered member in good standing of the following professional associations: (1) Association of Professional Geoscientists of Nova Scotia, registration number 064, (2) Professional Engineers and Geologists of Newfoundland and Labrador, registration number 05058 and (3) Association of Professional Engineers and Geoscientists of New Brunswick, registration number L4333.
4. I have worked as a geologist in Canada and internationally since graduation from university.
5. I have relevant professional experience relating to the content of this report.
6. I have read the definition of “qualified person” set out NI 43-101 and certify that by reason of my education, affiliation with a professional association (as defined in NI 43-101) and past relevant work experience, I fulfill the requirements to be a “qualified person” for the purposes of NI 43-101.
7. I am the qualified person responsible for preparation of the report titled “Whites Point Basalt Deposit, Digby County, Nova Scotia, Canada, Comment Report On Basalt Deposit Technical Points Identified In Canada’s Counter Memorial, dated August 1, 2017.
8. 
9. I am not aware of any material fact or material change with respect to the subject matter of the current report that is not reflected in the report, the omission to disclose which makes the report misleading.
10. I am independent of Bilcon of Nova Scotia Inc. and its parent company, Bilcon of Delaware Corp., applying all of the tests in section 1.5 of NI 43-101.

Dated this 1<sup>st</sup> Day of August, 2017.

  
\_\_\_\_\_  
Michael Cullen, M. Sc., P. Geo.  
Chief Geologist  
Mercator Geological Services Limited



## 6.0 References Cited

