

# **NAVISTAR** UPDATES

## **July 25, 2012 - CAW / Navistar meeting with Financial Services Commission of Ontario (FSCO)**

As per our previous information on this matter, the corporation has agreed to a tripartite meeting with FSCO concerning the outstanding issues on the pension plan.

On July 16th the parties met at the FSCO offices. Attendees at the meeting were as follows:

### **FSCO**

Dave Gordon - Deputy Superintendent, Pensions  
Brian Mills - Director, Pension Plans Branch  
Gino Marandola - Senior Manager, Operations  
Michael Palozzi - Technical Consultant, Pension Compliance  
Shemin Manji - FSCO Legal Counsel  
Christa Matz - Pension Officer

### **NAVISTAR**

Mitch Frazer, Torys LLP  
Fernando Garcia, Legal Counsel  
Barry Morris, Director of Employee Relations  
Todd Armstrong, Manager, Human Resources  
Catherine Day, Controller  
Henry Van Vroenhoven, Manager, Human Resources-Employee Relations

### **CAW**

Ken Lewenza, National President  
Lewis Gottheil, Director of CAW Legal Department  
Jeff Wareham, National Representative from CAW Pension and Benefits Department

Jim Mitchell, National Representative

Cathy Wiebenga, Chairperson of Local 127

This meeting was on a without prejudice basis. It was critical in our attempts to ensure that CAW Navistar members were provided their full entitlement on their pension. The wind up of the plan is in motion but the following outstanding issues must be addressed as part of any final conclusion.

- . Date of partial wind up
- . Employees included and excluded from partial windup
- . Eligibility for enhanced pension and benefits
- . Crediting of bank service
- . Consent for special early retirement pension (section 74 (7) of the (PBA) Pension Benefits Act)

These were the main issues discussed at the meeting. As a result of this meeting FSCO has requested further documentation from both parties on these issues and others. Lewis Gottheil, Director of CAW Legal Department and Jeff Wareham from our pension and benefits department will once again prepare correspondence to FSCO to further confirm and clarify the CAW's position on these issues.

It should be understood that this meeting may lead to a shortening of the windup process which will still take a considerable amount of time due to the size of the plant.

It was the consensus of the CAW attendees that the meeting was positive in nature and we believe our points were well made. In closing, we will continue to communicate with the membership on this matter and will await for FSCO's response to the above issues.