



September 8, 2010

The Honorable James L. Oberstar  
Chairman  
Committee on Transportation and Infrastructure  
590 Ford House Office Building  
Washington, DC 20515

The Honorable Mark H. Schauer  
Member of Congress  
2125 Rayburn House Office Building  
Washington, DC 20515

Dear Chairman Oberstar and Representative Schauer:

I am pleased to advise that we have retained Mr. Dennis W. Archer as a special counsel with respect to the claims process and settlements established for residents affected by the Marshall, Michigan oil spill.

We have asked Mr. Archer to conduct a review of the claims process and, if necessary, recommend ways to improve that process to assure its fairness and privacy protections. As you are aware, Mr. Archer served as an Associate Justice of the Michigan Supreme Court and as Mayor of Detroit. He was also President of the American Bar Association and the National Bar Association, and has been active in civic and community organizations for decades. He is currently serving as a Fellow of the Institute of Politics at the John F. Kennedy School of Government at Harvard University. As I'm sure you will agree, Mr. Archer is eminently qualified for this role. He has been given free and full access to our management, employees, contractors, law firms, and others who have been engaged in this effort to assure he has all the information he requires to accomplish his review.

As I have emphasized from the beginning, among our highest priorities, and second only to the clean up of affected areas, has been our objective of ensuring that losses to residents affected by the oil spill are fairly compensated. We believe we have developed a process that is fair, accessible, reasonable and efficient. We have been, and we will continue to be, fair and forthright in our administration of the claims program. We're very pleased that Mr. Archer will be helping Enbridge ensure that we achieve our objective of serving and protecting the best interests of those residents affected by the oil spill.

Further to our recent exchange of correspondence, I would reiterate our commitment to continued openness and transparency with all stakeholders, and to being available to you to provide you with updates and responses to your questions.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Patrick D. Daniel", with a horizontal line underneath.

Patrick D. Daniel