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Commission de l'énergie de l'Ontario
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BY EMAIL ONLY

August 6, 2009

Mr. Jason Batise
Wabun Tribal Council (WTC)
Technical Services Advisor
313 Railway Street
Timmins Ontario P4N 2P4

Dear Mr. Batise:

**Re: Yellow Falls Power Limited Partnership
Application for Leave to Construct a Transmission Line
Board File No. EB-2009-0120**

Thank you for your letter dated August 5, 2009, in which you questioned the limits imposed by the Board on the scope of the proceeding, and asked that the Board reconsider its decision to proceed by way of a written hearing.

WTC indicated that it wishes to present both written and oral evidence in this proceeding. The Board will take this as notice, as required by Procedural Order No.1, that WTC intends to submit written evidence, and will issue another Procedural Order shortly to establish timelines for the filing of this evidence and for interrogatories by other parties.

The Board does not intend to alter its decision on either the scope or the form of the proceeding at this time. However, the Board may make provision for an oral hearing after reviewing WTC's written evidence, if it determines that this is warranted.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary

cc: Ms. Sharon Wong, Counsel to Yellow Falls Power Limited Partnership
Mr. Scott Hossie, Yellow Falls Power Limited Partnership