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ONTARIO ENERGY BOARD

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October 27, 2010 ^{10/28/10}

**BY COURIER
WITHOUT PREJUDICE**

Ontario Energy Board
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

Attention: Ms. K. Walli, Board Secretary

Dear Ms. Walli:

Re: Request for Confidential Treatment of Document Associated with Plateau Wind Inc.'s Application to the Ontario Energy Board (EB-2010-0253)

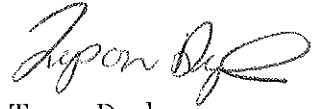
We are counsel to Plateau Wind Inc. ("Plateau") in respect of Plateau's Application to the Ontario Energy Board (the "Board") in the above noted proceeding. On behalf of Plateau, we are hereby filing a request for the confidential treatment of a document that is intended to form part of the written evidence in support of the Application (the "Confidentiality Request"). This Confidentiality Request is being filed in accordance with the Board's *Practice Direction on Confidential Filings*.

On October 14, 2010, in response to a request by a Board staff member, we filed a letter with the Board (the "Letter") explaining how Plateau had interpreted section 1(d) of the Board's August 19, 2010 Letter of Direction. On October 26, it came to our attention that an observer in the above noted proceeding had claimed that the Board's posting of the Letter on its website raised privacy concerns and that the filing of the letter was with some malicious intent. While we strongly disagree with the assertions made by that observer, and with similar assertions made by another observer in a letter posted to the Board's website on October 26, out of an abundance of caution, we promptly requested that the Board remove the Letter from its website. The Board did so on October 26.

The purpose of this Confidentiality Request is to resubmit the Letter to the Board with the request that the Board treat the Letter, in its entirety, as confidential, in order to address the concerns raised by the observers. In making this request, we are not in any way accepting, but rather are rejecting, the assertions made by the observers, including that there has been any violation of their rights or evidence of misconduct. The confidential version of the letter is contained in **Attachment "A"**. A non-confidential summary of the letter is provided in **Attachment "B"**. This Confidentiality Request is also being served on the only other party to the proceeding, the Municipality of Grey Highlands.

Please do not hesitate to contact me with any questions.

Yours truly,

A handwritten signature in black ink, appearing to read "Tyson Dyck". The signature is fluid and cursive, with a large, stylized "R" at the end.

Tyson Dyck

Tel 416.865.8136
Fax 416.865.7380
tdyck@torys.com

cc: Charles Keizer, Torys LLP
Dan Best, Municipality of Grey Highlands



ATTACHMENT "B"

**NON-CONFIDENTIAL SUMMARY OF THE DOCUMENT FOR WHICH
CONFIDENTIAL TREATMENT IS REQUESTED**



Non-Confidential Summary

The confidential document is a letter prepared in response to a request made by a Board staff member, who asked that Plateau file a letter with the Board explaining how Plateau interpreted section 1(d) of the Board's August 19, 2010 Letter of Direction. In that section, the Board directed Plateau to serve a copy of the Notice of Application, along with the location map and a copy of the Application, on "[a]ll directly affected landowners as well as encumbrancers and encumbrancees." In the confidential document, Plateau submits that it complied with section 1(d) of the Notice of Direction by serving the Application and the Board's Notice thereof on the only party on whose lands the distribution facilities will be located, and therefore on the only directly affected landowner -- namely, the Municipality of Grey Highlands. Out of an abundance of caution, Plateau also directly served the Notice and Application on five additional landowners, from whose lands Hydro One will be removing poles to place in the affected road allowances. To notify other interested parties in the area, the Notice of Application was published in two local newspapers.