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Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Young Street, 27th Floor
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January 27, 2009

RE: Northern Ontario Wires Application File EB 2008-0339

Dear Ms. Walli,

Further to my letter of January 21, 2009, I have finally had the opportunity to review the Share Purchase Agreement between the Towns of Cochrane and Iroquois Falls.

Quite clearly there are legal infractions that have occurred previously and currently under this agreement. As stated in the agreement, under 1.1 (p) Law(s), 1.3 Governing Laws (Province of Ontario) 3.1.5 No violation under (1) any applicable law. In fact there have been infractions under the Ontario Municipal Act section 239 (1) Open Meetings. – all meetings should be open to the public This NOW sale matter should have been open to public scrutiny for all residents to review all information, justification, relevant facts and financial details of the sale of 33% or 330 of publicly owned shares of the citizens of Iroquois Falls. This did not occur. As stated in 8.2 'public announcement and disclosure' shall not be unreasonably withheld or delayed. Again this did not occur.

Section 223.2 (b) of the same act states 'Accountability and Transparency', the municipality did not establish these codes and operated behind closed doors for this public matter.

Section 228. 1 (a) Clerk 'is to record all proceedings of council'. As noted previously there is not one recorded minute of note for council minutes for 2007 or 2008 openly discussing this NOW sale. No facts, details or information, consequently when did they decide to sell the utility? Public accountability and transparency, the public is owed some respect and some answers.

Recently, I received a response from the OPP with regards to enforcing the Municipal Act, and they have agreed that it falls under their purview of 'service', consequently I expect a full investigation of matters relating to the sale of NOW and other irregularities by the Municipality. This will bring into account all public and municipal matters relating to the sale of NOW and this application. Again I request a refusal of application in order to allow the appropriate authorities to investigate and do their jobs. Should you have any questions please contact me.

Yours truly,

James A. Brown