

Direct Dial: (416) 216-2311
Direct Fax: (416) 216-3930
rking@ogilvyrenault.com

Toronto, May 31, 2010

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, Suite 2700
Toronto, ON M4P 1E4

Dear Ms. Walli:

**RE: Application by Five Nations Energy Inc. to amend transmission licence
(EB-2009-0395)**

We are counsel to Five Nations Energy Inc. ("FNEI"). As per the interim order issued by the Board on December 18, 2009, we wish to provide a written update on this matter.

The requisite Band Council Resolutions ("BCRs") that underpin the subsection 28(2) permit of the *Indian Act* (Canada) have been signed by Kashechewan and Fort Albany's respective Chief and Councils. Input from Indian and Northern Affairs Canada ("INAC") and the Department of Justice was integral to the drafting of these BCRs. FNEI is now waiting on INAC's internal processes and expects the transfer to be completed soon.

In the event that FNEI does not receive a permit in the coming month, we will provide another update to the Board on or before July 1, 2010.

Please do not hesitate to contact me should you have any questions or concerns.

Yours very truly,


for: Richard King

RK/mnm

cc: Joe Gaboury (Five Nations Energy Inc)
Erik Goldsilver (Cassels Brock & Blackwell LLP)
Valerie Helbronner (Torys LLP)