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September 8, 2010

Ontario Energy Board  
P.O. Box 2319, 27th Floor  
2300 Yonge Street  
Toronto, ON M4P 1E4  
Fax: 416-440-7656  
Email: boardsec@oeb.gov.on.ca

Attention: Ms. Kirsten Walli, Board Secretary

Dear Ms. Walli:

**Re: OEB File No. EB-2010-0243, Request to Intervene in Detour Gold Corporation's Application and Hearing for Leave to Construct Transmission Facilities for Detour Lake Power Project**

We are legal counsel to Wahgoshig First Nation. Please accept this as an official request by Wahgoshig First Nation to be an intervenor in the above proceeding.

Wahgoshig First Nation (WFN) would be affected by the outcome of this proceeding and any transmission facilities approved, because at least 50% of the proposed transmission corridor is in WFN's traditional and treaty territory. WFN is a beneficiary of Treaty 9, and used and occupied its traditional homelands well before Treaty 9 was entered into; in fact, since time beyond memory. These transmission facilities could have significant adverse effects on WFN's exercise of its treaty and aboriginal rights including its hunting and trapping rights, on wildlife and wildlife habitat in its homeland, on its culture and way of life, on its cultural heritage including archaeological and sacred sites, and on its relationship with the land. Further, WFN has rights to consultation and accommodation in respect of any decision contemplated by the Crown that could have an adverse impact on known or asserted aboriginal or treaty rights.

WFN intends to seek costs from the applicant in this proceeding, in part on the basis that this is encompassed within the Crown's and Detour's duty to consult with and accommodate the First Nation. The duty to consult and accommodate WFN has not been met by either the Crown or the applicant (as a delegate of the Crown for this purpose) in respect of this proposed project. Consultation and accommodation must occur (or commence) at the earliest possible stage, or at the strategic planning stage, of any proposed project. This has not occurred. Had this duty been met when it should have been (prior to this proceeding commencing), WFN's intervention in this proceeding might not have been necessary. But given the failure of the Crown and Detour to date in this regard, WFN has been forced to seek to intervene in this proceeding in order to protect its rights and interests, and to incur the costs to do so. Such costs might not have been necessary had

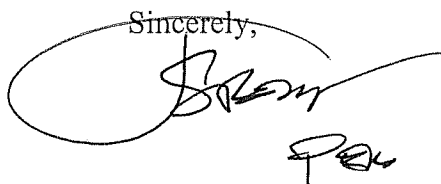
the duty been met through another process developed jointly with WFN. Typically such processes involve the proponent and/or the Crown covering certain costs of the First Nation to participate in an informed way, and courts are increasingly recognizing this fact and this need.

WFN prefers an oral hearing on this matter. Wahgoshig First Nation is an oral culture and out of respect for this culture and to enable First Nation representatives to make their submissions in a way that would be most familiar to them, we believe an oral hearing is warranted.

Our firm received Notice of this proceeding not before August 27, 2010. We wrote to the Board on September 3 identifying that our client might seek leave to intervene in this proceeding. Regardless, this request to intervene is made within the 10 days of receipt of the Notice.

Should the Board have any questions or require further information, please contact the undersigned. Thank you in advance for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kate Kempton', with a large, sweeping loop at the beginning.

Kate Kempton

cc. Detour Gold

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