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October 15, 2010

E-mail & Courier

Ontario Energy Board
PO Box 2319
2300 Yonge St, 27th floor
Toronto ON M4P 1E4

Attention: Ms. Kirsten Walli, Board Secretary

Dear Sirs/Mesdames:

**Re: EB-2010-0243 - Response to Correspondence from Detour Gold dated October 14, 2010
Wahgoshig First Nation (intervener)**

In response to the letter from Aird & Berlis on behalf of Detour, dated October 14, 2010:

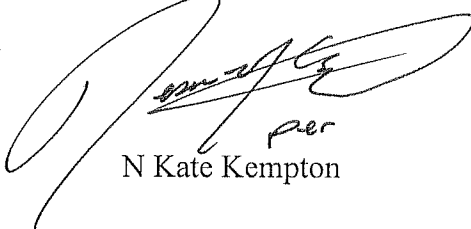
The material filed in evidence by Wahgoshig First Nation flows directly from questions asked by the Board in its interrogatories, clarifying questions for which WFN submitted.

To the extent that the Board considers this information relevant, we have filed evidence to provide a factually correct record. This is evidence and not legal argument. Detour's response referred to a claim by WFN, and we provided information relevant to that claim. To ensure that facts are straight, while it is correct that the Specific Claims Tribunal can award monetary compensation, it is not correct to leave the impression (as the letter from Aird & Berlis on behalf of Detour indicates) that this has no bearing on the herein OEB proceedings. The SCT can award compensation, and that compensation can be used to purchase lands that WFN intends to convert into reserve lands, if Canada agrees. Also, there is the option for Wahgoshig to proceed to court on its land claim and a court can order actual conversion of lands (including lands that are at issue before the OEB) into reserve lands.

We did not state this in our evidence because we did not feel this appropriate. We are stating this here to correct any misunderstanding that might arise from the letter of October 14 from Detour's lawyers.

We suggest that further comment on this issue be reserved to legal argument.

Sincerely,



per
N Kate Kempton

NKK/jcm

- c. **Chief David Babin** Wahgoshig First Nation (wfncchief@wahgoshigfirstnation.com)
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