



GARDINER ROBERTS

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File No.: 95818

May 11, 2011

Ms. Kirsten Walli
Secretary
Ontario Energy Board
Suite 2700, 2300 Yonge Street (27TH Floor)
P.O. Box 2319
Toronto, ON
M4P 1E4

Dear Ms. Walli,

**Re: EB-2011-0106
Goldcorp's Section 92 Harry's Corner to Balmertown TS Transmission Line
Application and Prefiled Evidence**

Goldcorp is in receipt of the letter dated May 9, 2011, from Keshen Major, counsel for Lac Seul First Nations (*LSFN*), requesting intervener status in this proceeding.

Goldcorp will deal with *LSFN*'s request for an oral hearing once *LSFN* provides the Board with its reasons why an oral hearing rather than a hearing in writing is needed for this Application.

With respect to the statement:

To date, neither the Crown nor the applicant (as a delegate of the Crown for this purpose) has discharged this duty [to consult] to LSFN with respect of this proposed project. This continues to be the case despite the fact that consultation and accommodation must occur at the earliest possible stage, or at the strategic planning stage, of any proposed project.,

Goldcorp wishes to provide the Board with the enclosed consultation-correspondence between Goldcorp and *LSFN* since June 2010. This correspondence comes from Goldcorp's Environmental Study Report prepared under the Class Environmental Assessment for Minor Transmission Facilities and under the Class Environmental Assessment for Resource Stewardship and Facility Development, both prepared for the facilities for which leave-to-construct is sought in the Application.

This correspondence shows that on June 21, 2010, Goldcorp's consultant informed *LSFN* that Goldcorp intended to construct the subject project, provided a key map showing the general corridor of the transmission line and requested a meeting. She followed up this request on June 22nd, 2010. On August 16, 2010, she sent a letter requesting *LSFN* to attend a meeting of potentially affected parties with suggested dates. On October 26th, 2010 *LSFN* responded by letter and provided comments on the project. On November 18th, 2010, Goldcorp replied to that letter. On January 21, 2011, Goldcorp's consultant provided *LSFN* with a Project Update.



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In addition, as disclosed in Exhibit B, Tab 6, Schedule 7 of the Application, on February 8, 2011 Goldcorp's consultant informed *LSFN* that Goldcorp had completed its Environmental Study Report and that a First Nation owned company would be contracted for clearing and grubbing of the right of way.

Goldcorp and *LSFN* continue to consult.

Yours truly,

Gardiner Roberts LLP

Ian A. Blue

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