



July 4, 2011

ONTARIO ENERGY BOARD  
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OUR FILE NO. 02226

VIA EMAIL

Attention: Ms. Kirsten Walli, Board Secretary

Dear Ms. Walli:

**RE: OEB File No. EB-2011-0106, Goldcorp's Application for Leave to Construct 115 kV Transmission Facilities in the Municipality of Red Lake**

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I write in response to Mr. Blue's letter of June 28, 2011, regarding Goldcorp's refusal to produce their mine development plan:

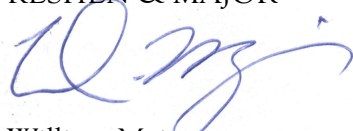
- In its submissions to the Board, Lac Seul First Nation demonstrates the reason why a review of the mine development plan is necessary for determining whether or not this application is in the public interest (see paragraphs 19 & 22, Lac Seul submissions).
- Lac Seul filed its submissions because the board had not yet provided any guidance with respect to this outstanding matter; we may seek leave to file a revised submission following a review of the mine development plan.
- We note that Goldcorp has not specifically contested the point that a review of the mine development plan would assist the board and interested parties in establishing **need** for the proposed facilities. Mr. Blue's letter argues that a review of the mine development plan won't address "prices, reliability, and quality of service", however, **need** is required to be established before addressing those issues.
- Goldcorp notes in their own evidence the negative impact Goldcorp's current operations have on the quality of service of electricity consumers in the Red Lake area (Exhibit B / Tab 1 / Schedule 3 / Page 3 / Lines 14-16) and the purported benefit of the proposed facilities on quality of service. A better understanding of Goldcorp's current and proposed operations and facilities – which should be included in the mine development plan – will assist in validating this statement.

- The Board's *Practice Directive on Confidential Filings* provides for measures to protect any document that is "proprietary" and "commercially sensitive" (see clauses 5.1.10, and section 6).
- Finally, while Mr. Blue alleges that Lac Seul has an ulterior motive for requesting the mine development plan, we fail to see what relevance the mine development plan has to the ongoing negotiation of a collaboration agreement between Lac Seul and Goldcorp. Given both the good faith and confidentiality governing the negotiations, if the mine development plan were relevant to the collaboration agreement, I would expect that Goldcorp would disclose it to Lac Seul in due course.

Lac Seul's position is that these proceedings should not be closed until the board and relevant parties to this proceeding have had a chance to review Goldcorp's mine development plan.

Sincerely,

KESHEN & MAJOR



William Major, B.A., M.B.A., J.D.\*

cc      Ian Blue, counsel for the Applicant Goldcorp

\*Practising through William J. Major Professional Corporation.