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September 25, 2012

### **VIA RESS AND COURIER**

Ontario Energy Board 2300 Yonge Street P.O. Box 2319 Suite 2700 Toronto, ON M4P 1E4

Attention: Ms Kirsten Walli

**Board Secretary** 

Dear Ms. Walli:

Re: TransCanada Power Transmission Declaration and Undertakings

Board File No. EB-2011-0140

Further to Phase 1 Partial Decision and Order dated June 14, 2012, attached please find declarations and undertakings filed by persons who are employees of affiliates of TransCanada Power Transmission ("TPT"). As counsel for TPT and as a signatory to a confidentiality undertaking in this proceeding, and after having reviewed the confidential material, I have determined that I am unable to obtain adequate instructions without further disclosure of the confidential information and have been advised by TPT that the persons who have executed the attached undertakings are the persons who should review this information in order to provide me with instructions.

All of which is respectfully submitted

Sincerely,

GAV:mt

att.

EB-2011-0140

IN THE MATTER OF sections 70 and 78 of the Ontario Energy Board Act 1998, S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF a Board-initiated proceeding to designate an electricity transmitter to undertake development work for a new electricity transmission line between Northeast and Northwest Ontario; the East-West Tie Line.

# **DECLARATION AND UNDERTAKING**

I, Tom Patterson, am Director, Business Development for TransCanada PipeLines Limited. I will be assisting TransCanada Power Transmission (Ontario) L.P., an applicant in this proceeding.

#### **DECLARATION**

### I declare that:

- I have read the Rules of Practice and Procedure of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
- I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
- 3. I understand that execution of this Declaration and Undertaking is a condition of an Order of the Board, that the Board may apply to the Superior Court of Justice to enforce it.

### **UNDERTAKING**

- 1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
- 2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the Board.

- 3. I will not reproduce, in any manner, Confidential Information without the prior written approval of the Board. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
- 4. I will protect Confidential Information from unauthorized access.
- 5. With respect to Confidential Information other than in electronic media, I will, promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding:
  - (a) return to the Board Secretary, under the direction of the Board Secretary, all documents and materials in all media containing Confidential Information, including notes, charts, memoranda, transcripts and submissions based on such Confidential Information; or
  - (b) destroy such documents and materials and file with the Board Secretary a certification of destruction in the form prescribed by the Board pertaining to the destroyed documents and materials.
- 6. With respect to Confidential Information in electronic media, I will:
  - (a) promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding, expunge all documents and materials containing Confidential Information, including notes, charts, memoranda, transcripts and submissions based on such Confidential Information, from all electronic apparatus and data storage media under my direction or control and file with the Board Secretary a certificate of destruction in the form prescribed by the Board pertaining to the expunged documents and materials; and
  - (b) continue to abide by the terms of this Declaration and Undertaking in relation to any such documents and materials to the extent that they subsist in any electronic apparatus and data storage media under my direction or control and cannot reasonably be expunged in a manner that ensures that they cannot be retrieved.
- 7. For the purposes of paragraphs 5 and 6, the end of this proceeding is the date on which the period for filing a review or appeal of the Board's final order in this proceeding expires or, if a review or appeal is filed, upon issuance of a final decision on the review or appeal from which no further review or appeal can or has been taken.
- 8. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking,

Signature:

Name: Tom Patterson

Company/Firm: TransCanada PipeLines Limited Title: Director, Business Development

EB-2011-0140

IN THE MATTER OF sections 70 and 78 of the Ontario Energy Board Act 1998, S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF a Board-initiated proceeding to designate an electricity transmitter to undertake development work for a new electricity transmission line between Northeast and Northwest Ontario; the East-West Tie Line.

## **DECLARATION AND UNDERTAKING**

I, Christine Cinnamon, am Manager, Environment and Services for TransCanada PipeLines Limited. I will be assisting TransCanada Power Transmission (Ontario) L.P., an applicant in this proceeding.

### **DECLARATION**

#### I declare that:

- 1. I have read the *Rules of Practice and Procedure* of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
- I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
- 3. I understand that execution of this Declaration and Undertaking is a condition of an Order of the Board, that the Board may apply to the Superior Court of Justice to enforce it.

#### UNDERTAKING

- 1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
- 2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the Board.

- I will not reproduce, in any manner, Confidential Information without the prior written approval of the Board. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
- I will protect Confidential Information from unauthorized access.
- With respect to Confidential Information other than in electronic media, I will, promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding:
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  - (b) destroy such documents and materials and file with the Board Secretary a certification of destruction in the form prescribed by the Board pertaining to the destroyed documents and materials.
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  - (b) continue to abide by the terms of this Declaration and Undertaking in relation to any such documents and materials to the extent that they subsist in any electronic apparatus and data storage media under my direction or control and cannot reasonably be expunged in a manner that ensures that they cannot be retrieved.
- 7. For the purposes of paragraphs 5 and 6, the end of this proceeding is the date on which the period for filing a review or appeal of the Board's final order in this proceeding expires or, if a review or appeal is filed, upon issuance of a final decision on the review or appeal from which no further review or appeal can or has been taken.
- 8. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking,

Dated at Toronto this 18th day of September 2012.

Signature:

Name: Christine Cinnamon Company/Firm: TransCanada PipeLines Limited Title: Manager, Environment and Services

EB-2011-0140

IN THE MATTER OF sections 70 and 78 of the Ontario Energy Board Act 1998, S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF a Board-initiated proceeding to designate an electricity transmitter to undertake development work for a new electricity transmission line between Northeast and Northwest Ontario; the East-West Tie Line.

## **DECLARATION AND UNDERTAKING**

I, Bryan Krawchyshyn, am Project Manager, Energy Facilities Development for TransCanada PipeLines Limited. I will be assisting TransCanada Power Transmission (Ontario) L.P., an applicant in this proceeding.

### DECLARATION

### I declare that:

- I have read the Rules of Practice and Procedure of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
- 2. I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
- I understand that execution of this Declaration and Undertaking is a condition of an Order of the Board, that the Board may apply to the Superior Court of Justice to enforce it.

### **UNDERTAKING**

- I will use Confidential Information exclusively for duties performed in respect of this proceeding.
- 2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the Board.

- 3. I will not reproduce, in any manner, Confidential Information without the prior written approval of the Board. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
- 4. I will protect Confidential Information from unauthorized access.
- 5. With respect to Confidential Information other than in electronic media, I will, promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding:
  - (a) return to the Board Secretary, under the direction of the Board Secretary, all documents and materials in all media containing Confidential Information, including notes, charts, memoranda, transcripts and submissions based on such Confidential Information; or
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- 7. For the purposes of paragraphs 5 and 6, the end of this proceeding is the date on which the period for filing a review or appeal of the Board's final order in this proceeding expires or, if a review or appeal is filed, upon issuance of a final decision on the review or appeal from which no further review or appeal can or has been taken.
- 8. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking,

CALGARY

Dated at Teronto this 14 day of SEPTEMBER 2012.

Signature:

Name: Bryan Krawchyshyn Company/Firm: TransCanada PipeLines Limited Title: Project Manager, Energy Facilities Development

EB-2011-0140

**IN THE MATTER OF** sections 70 and 78 of the *Ontario Energy Board Act 1998*, S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF a Board-initiated proceeding to designate an electricity transmitter to undertake development work for a new electricity transmission line between Northeast and Northwest Ontario; the East-West Tie Line.

### **DECLARATION AND UNDERTAKING**

I, Kevin Dick, am Project Manager, Energy Facilities Development for TransCanada PipeLines Limited. I will be assisting TransCanada Power Transmission (Ontario) L.P., an applicant in this proceeding.

# **DECLARATION**

#### I declare that:

- 1. I have read the *Rules of Practice and Procedure* of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
- 2. I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
- I understand that execution of this Declaration and Undertaking is a condition of an Order of the Board, that the Board may apply to the Superior Court of Justice to enforce it.

### **UNDERTAKING**

- 1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
- 2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the Board.

- 3. I will not reproduce, in any manner, Confidential Information without the prior written approval of the Board. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
- 4. I will protect Confidential Information from unauthorized access.
- 5. With respect to Confidential Information other than in electronic media, I will, promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding:
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- 8. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking.

Dated at Toronto this 17 day of SEPTEMBER 2012.

Signature:

Name: Kevin Dick

Company/Firm: TransCanada PipeLines Limited Title: Project Manager, Energy Facilities Development

EB-2011-0140

**IN THE MATTER OF** sections 70 and 78 of the *Ontario Energy Board Act 1998*, S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF a Board-initiated proceeding to designate an electricity transmitter to undertake development work for a new electricity transmission line between Northeast and Northwest Ontario; the East-West Tie Line.

## **DECLARATION AND UNDERTAKING**

I, Larry Scheuerman, am Manager, Facilities Development for TransCanada PipeLines Limited. I will be assisting TransCanada Power Transmission (Ontario) L.P., an applicant in this proceeding.

#### DECLARATION

### I declare that:

- 1. I have read the Rules of Practice and Procedure of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
- 2. I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
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#### UNDERTAKING

- 1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
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- 8. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking,

Signature:

Name: Larry Scheuerman Company/Firm: TransCanada PipeLines Limited Title: Manager, Facilities Development