0Superior Court of Justice
Divisional Court
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From:	Julia Bryan	**Date:** January 27, 2011
RE:	Natural Resource Gas Limited v. Ontario Energy Board	
Court File No.: 309/09		**Pages (including coversheet): 4**
Cc:		

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NOTE: Please find attached a copy of the Oral Reasons for Judgment from Associate Chief Justice Cunningham and Justices Jennings and Wilton-Siegel with regard to the above-noted matter.

If you have any questions please feel free to contact the Divisional Court office at 416-327-5100.

CITATION: Natural Resource Gas Limited v. Ontario Energy Board, 2011 ONSC 499
DIVISIONAL COURT FILE NO.: 309/09
DATE: 20110120

ONTARIO

SUPERIOR COURT OF JUSTICE

DIVISIONAL COURT

A.C.J.S.C. CUNNINGHAM, JENNINGS AND WILTON-SIEGEL JJ.

BETWEEN:	
NATURAL RESOURCE GAS LIMITED Appellant	*Lawrence E. Thacker*, for the Appellant
– and –	
ONTARIO ENERGY BOARD, THE CORPORATION OF THE TOWN OF AYLMER and INTEGRATED GRAIN PROCESSORS' CO-OPERATIVE INC. Respondents	*Michael Millar*, for the Respondent, Ontario Energy Board *M. Philip Tunley*, for the Intervenor, The Corporation of the Town of Aylmer *Scott Stoll*, for the Intervenor, Integrated Grain Processors Cooperative Inc.
	HEARD at Toronto: January 20, 2011

WILTON-SIEGEL J. (ORALLY)

[1] The applicant seeks an adjournment of this judicial review application pending receipt of a decision of the Ontario Energy Board ("OEB") of its reconsideration of an earlier decision regarding the applicant's failure to sign an assignment document required by Integrated Grain Processors' Co-operative Inc. ("IGPC").

[2] The Ontario Energy Board decision in the present review application is based on two general issues: (i) the financial status of the applicant and (ii) service issues relating to the applicant, of which the IGPC assignment issue is a major element.

[3] In these circumstances, we consider an adjournment to be appropriate. The outcome of the OEB reconsideration could have a significant impact on this judicial review application. In addition, if the OEB reconsideration is in favour of the applicant, it could have an impact on the OEB's own view of the decision that is the subject of this review application.

A.C.J.S.C. CUNNINGHAM

COSTS

[4] This appeal is adjourned to a date to be fixed by the Registrar. Costs to the Town of Aylmer and IGPC fixed at $600.00 each.

WILTON-SIEGEL J.

A.C.J.S.C. CUNNINGHAM

JENNINGS J.

Date of Reasons for Judgment: January 20, 2011

Date of Release: JAN 27 2011

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BETWEEN:

NATURAL RESOURCE GAS LIMITED

Appellant

– and –

ONTARIO ENERGY BOARD, THE CORPORATION OF THE TOWN OF AYLMER and INTEGRATED GRAIN PROCESSORS' CO-OPERATIVE INC.

Respondents

ORAL REASONS FOR JUDGMENT

WILTON-SIEGEL J.

Date of Reasons for Judgment: January 20, 2011

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