

April 3, 2013

VIA FAX

Mr. Harvey J. Lyon
238101, 4th Line NE
R.R. #4
Dundalk, ON NOC 1Bo

Dear Mr. Lyon:

Re: Dufferin Wind Power Inc. - Application for Leave to Construct (EB-2012-0365)

Mr. Lyon,

Thank you for your letter of April 3, 2013 raising concerns about not having received the Applicant's Argument-in-Chief and Amendment #2. On behalf of the Applicant, we have made efforts to serve you with copies of all documents in as timely a manner as possible.

Due to the length of these items and the colour maps contained in Amendment #2, we determined that delivery by fax was not practical. As such, copies of both of these documents were sent for delivery by courier late in the afternoon on March 28, 2013. It is my understanding that the courier attempted delivery but nobody was at the address above to receive the package. We then asked the courier to return the package to our office and we re-sent it by means of registered mail on April 2, 2013 based on our understanding that this method of delivery will result in the package being held at your local post office in the event nobody is available at your address to receive the package. As of 5 pm today, the Canada Post tracking shows that the item is in transit.

We also note that, as indicated in the enclosed letter which we provided to you by fax back on November 9, 2012, we anticipated there being potential difficulties in serving documents on you in an efficient manner. In that letter, we requested clarification as to your preferred method of receiving materials. As we did not receive a response from you, we have in every instance attempted delivery by the method that we believed was most timely and appropriate. If you can suggest an alternative method of delivery, we would appreciate hearing from you.

Yours truly,

A handwritten signature in dark ink, appearing to read 'J. Myers', is written over the typed name 'Jonathan Myers'.

Jonathan Myers

Tel 416.865.7532
jmyers@torys.com

cc: Board Secretary

Hill, Diana

From: AccuRoute Server - Do Not Reply <accurouteserver@firm.internal>
Sent: November-09-12 11:22 AM
To: Hill, Diana
Subject: Message Succeeded: 2,,36215-2001,,15199233651 () on 11/9/2012 at 11:22:15 AM

The message you sent to at 2,,36215-2001,,15199233651, was delivered successfully on 11/9/2012 at 11:22:15 AM

JobID: 636647

Total Pages Sent: 2

TORYS
LLP

400 West
200 West, Suite 200
New York, NY 10014
Tel: 212.691.1200
Fax: 212.691.1201
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Date: November 9, 2012
From: Jonathan Myers
Page(s): 2 (including this cover page)

Client Matter # 36015-2001
Direct Tel 415.946.7532

Recipient	Fax Number	Tel Number
Harvey Levy	519-499-0451	

Comments: Please see attached.

If necessary, please contact the sender's printer and fax (212) 691-1200.

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Suite 3000
79 Wellington St. W.
Box 270, TD Centre
Toronto, Ontario
M5K 1N2 Canada
Tel 416.865.0040
Fax 416.865.7380

www.torys.com

Date November 9, 2012 **Client-Matter #** 36215-2001
From Jonathan Myers **Direct Tel** 416.865.7532
Page(s) 2 (including this cover page)

Recipient	Fax Number	Tel Number
Harvey Lyon	519-923-3651	

Comments Please see attached.

If there are problems with this transmission, please call the FAX department at **416.865.7950**.

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November 9, 2012

FAX

Mr. Harvey J. Lyon
238101, 4th Line NE
R.R. #4
Dundalk, ON NOC 1Bo

Dear Mr. Lyon:

Re: Dufferin Wind Power Inc. - Application for Leave to Construct (EB-2012-0356)

We are legal counsel to the applicant, Dufferin Wind Power Inc., in the above-referenced proceeding and are in receipt of your October 30, 2012 letter requesting intervenor status. The purpose of this letter is to seek clarification from you concerning the extent to which you wish to receive materials from the applicant during the course of the proceeding, and the means by which you prefer to receive those materials.

As an intervenor, you have the right to request and to receive materials that have been filed in the proceeding, including the application, written evidence and correspondence. Typically, in proceedings of this nature, the applicant and other parties will circulate documents by way of e-mail. Although you have not provided an e-mail address or specified whether you would like to receive any or all of the materials, we would like to ensure that you are nevertheless provided with all materials that you wish to receive and in a manner that meets your needs.

Due to the size, format and volume of documents, I am not sure that it will be practical or possible for you to receive everything by fax. To give you some idea of what you can expect, the full application and evidence consists of over 400 pages, including oversized maps and figures. If you have access to a computer, the full application can be obtained through the project's website or provided to you on a CD-ROM. Alternatively, a hard copy could be provided if desired. In addition to the initial application and evidence, there will be a steady flow of documents being circulated throughout the proceeding, from the applicant, the Ontario Energy Board and from other parties. I would appreciate if you could please contact my office to provide us with clarification on this matter.

Yours truly,



Jonathan Myers

Tel 416.865.7532
jmyers@torys.com