

**Ontario Energy Board**  
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**Commission de l'énergie de l'Ontario**  
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**BY E-MAIL**

September 30, 2013

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

Dear Ms. Walli:

**Re: Bornish Wind, LP, Kerwood Wind, Inc. and Jericho Wind, Inc.  
Applications for Leave to Construct Transmission Facilities  
Board File No. EB-2013-0040 and EB-2013-0041**

In accordance with the process documented in Procedural Order No. 9, please find attached Board staff's interrogatories on the updated evidence filed in the above proceeding.

Yours truly,

*Original signed by*

Violet Binette  
Project Advisor, Applications & Regulatory Audit

Attach

**Board Staff Interrogatories**  
**Leave to Construct**  
**Bornish Wind, LP, Kerwood Wind, Inc. and Jericho Wind, Inc.**  
**EB-2013-0040 and EB-2013-0041**  
**September 30, 2013**

**Interrogatory 23**

Ref: EB-2013-0040 Exh B-1-4 (evidence update filed September 18, 2013)

The Applicant has made minor modifications to the routing of the proposed transmission line, and states that it has all necessary land rights it requires to construct the proposed transmission facilities. At page 2 it states, “.. for a part of the road the Applicant, as agreed with the County, will make efforts to locate on private easements adjacent to the road where necessary land rights have been secured.”

Did the Applicant make provision for independent legal advice for all parties who have entered into or will enter into a land use agreement?

**Interrogatory 24**

Ref: EB-2013-0041 Exh B-1-4 (evidence update filed September 18, 2013)

At page 1, it states, “The Applicant’s transmission line will be in the municipal road ROW except for the portion of the route running north of the Ausable River, which will be on private lands adjacent to the road allowance and for which legal rights have already been secured.”

Did the Applicant make provision for independent legal advice for all parties who have entered into or will enter into a land use agreement?