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October 4, 2013

Kirsten Walli
Board Secretary
Ontario Energy Board
2700 – 2300 Yonge Street
Toronto, Ontario
M4P 1E4

Neil Mather
Project Advisor
Ontario Energy Board
2700 – 2300 Yonge Street
Toronto, Ontario
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Dear Ms. Walli and Mr. Mather:

**Re: Nishnawbe Aski Nation
EB-2012-0138
Notice of Motion for Review
DMC File No. 10068**

On behalf of NAN, I acknowledge receipt of the Board's Rate Order, dated 27 September 2013, as well as the Board's letter, dated 23 September 2013 inviting comments on NAN's request for a review of the Board's decision and an oral hearing of same.

Board's letter, dated 23 September 2013

With respect to the Board's letter, NAN believes that an oral hearing would be more conducive to the submissions it wishes to make and to the Board responding to those submissions, including NAN's request that reasons be provided to support certain conclusions reached by the Board in its 22 August 2013 decision.

NAN believes that an oral hearing of its motion would be more appropriate than written submissions because it would permit questioning by the Board of NAN and any other parties participating in the review, and it would permit the parties to obtain reasons and an explanation from the Board concerning some of the conclusions it has reached in its decision.

The Board's decision as it currently stands appears to set a very stringent precedent on a number of matters relating to rate increase applications, the Board's discretion to make independent decisions from one rate increase application to another, and the Board's understanding of the rationale behind the RRRP regulation (i.e. Ontario Regulation 442/01) as it relates to the "ability to pay" of low-income consumers.

For these reasons, NAN submits that the hearing of its motion for a review should include oral submissions by the parties.

Thus, NAN does not agree with Remotes' suggestion that NAN's pending motion should proceed by way of written submissions only.

Board's Rate Order, dated 27 September 2013

Despite NAN's pending motion for a review of the 22 August 2013 decision, the Board has issued its Rate Order, dated 27 September 2013, based on that decision.

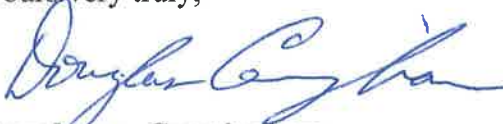
In light of the Rate Order, the Board's previous indication that Costs Claims should be submitted by the parties within seven (7) days of the Board's finalized Order, and NAN's pending motion, NAN is seeking direction from the Board on the issue of Cost Claims.

Does the Board still want Cost Claims to be submitted even though NAN has a pending motion for a review and a request that revisions be made to the Board's decision, dated 22 August 2013? NAN has not submitted any Cost Claim to date because of the pending motion.

Would the Board be so kind enough as to provide directions on this issue? If the Board is still requiring Cost Claims to be submitted even though NAN's motion is pending, NAN would likely be in a position to submit its Claim by the close of business on Tuesday, October 8, 2013.

NAN wishes to thank the Board for its consideration of the issues raised in this letter.

Yours very truly,



Douglas M. Cunningham
DMC/am

c: Jeff Nelson (NAN)
Jason Smallboy (NAN)