

# DAVIS LLP

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October 25, 2013

## DELIVERED BY EMAIL

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

Dear Ms. Walli:

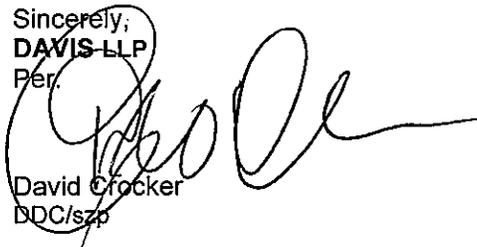
**Re: Dufferin Wind Power Inc. - EB-2013-0268**

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I am writing to respond to the letter of Jonathan Myers of October 18, 2013. Because this letter has been so heavily redacted, it is difficult to understand with certainty to what Mr. Myers is referring in all cases; however, I make the comments contained herein assuming I have understood his references.

With respect to D&C Ferguson Farms, I should note that I inadvertently intervened on behalf of that company when I should have intervened on behalf of D&G Ferguson Farms. I am prepared to discuss the issue of whether application has been made to expropriate lands of that company in the Dufferin Wind Power Inc. application and if Mr. Myers satisfies me that Dufferin Wind Power Inc. does not propose to expropriate any lands so owned, I would be prepared to withdraw that intervention after also discussing the matter with my client. On the basis of the October 18, 2013 letter, however, I cannot make that commitment and would ask that the intervention remain in place pending those further discussions.

Sincerely,  
DAVIS-LLP  
Per.



David Crocker  
DCC/szp

cc: Jonathan Myers (jmyers@torys.com)  
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Stephen Thom (thomsd@sympatico.ca)  
Scott Stoll (sstoll@airdberlis.com)