

From: [REDACTED]
Sent: March-18-14 8:13 PM
To: Robert Caputo; BoardSec
Cc: bchiarelli.mpp.co@liberal.ola.org; [REDACTED]
Subject: wpd White Pine Winds Inc. Leave to Construct File No. EB-2013-0339

Ontario Energy Board,

I have been following the proceedings of the above noted application and have recently taken the time to carefully review the information posted to the OEB's web page for this application. I note that under paragraph 4 of the Board's Letter of Direction dated October 9, 2013 to the applicant, the Board requires the applicant to "*....serve a copy of each of the Notice and Application....upon:...*" following which a very detailed list of parties are identified. Paragraph 5 of the Board's letter then proceeds to instruct the applicant to file with the Board "*...affidavit evidence proving the above service immediately...*". Upon review of the information listed on the OEB's web page for the subject file there is no evidence that Notice was ever served on the parties listed in the Board's Letter of Direction. In fact the only affidavit of service posted on the OEB web site is dated February 3, 2014 attesting to the publication of the subject Notice of Application in the Picton Gazette. From the information posted on the OEB web page it would appear that the applicant has not complied with the Board's Letter of Direction.

Furthermore, please note that in OEB File No. EB-2013-0442, wpd Sumac Ridge Development, the Board has instructed the applicant in EB-2013-0442; wpd, to provide affidavit evidence proving that service has been undertaken for that file. Given that the applicant in File EB-2013-0442 is the same applicant as in file EB-2013-0339, it stands to reason that if this applicant has made an error or omission in one application, they could have made the same error and/or omission in application EB-2013-0339.

It is respectfully requested that the Board compel the applicant to demonstrate compliance with the Board's Letter of Direction before the Board gives any further consideration to this file; and furthermore it is respectfully requested that the Board publish such affidavit evidence in the public record for public scrutiny along with the other project correspondence.

Please note that as with all of my earlier correspondence on this file, I have copied the Minister of Energy to advise the Minister and his Office of the OEB's actions in proceeding toward a hearing on an application from a party whom is neither a transmitter or distributor of electricity and who should therefore have no consideration or standing under the OEB Act.

Please ensure that the above comments are added to the record for the consideration of the Board in any hearing on the subject Application.

Ray Ford
[REDACTED]

