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June 5, 2014

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

Dear Ms. Walli:

Re: wpd Sumac Ridge Incorporated
Application under section 41(9) of the *Electricity Act*, 1998
EB-2013-0442

I write, on behalf of the applicant wpd Sumac Ridge Incorporated ("wpd"), in response to the City of Kawartha Lakes' letter dated April 30, 2014 regarding the above-noted application (the "**Application**").

As noted in our letter dated March 19, 2014, wpd attempted to meet with the City on various occasions in 2013 to discuss the matter of the proposed distribution line. It was not until March 2014, well after wpd had filed its Application with the Ontario Energy Board (the "**Board**"), that wpd was given the opportunity to meet with City officials. Contrary to the City's statements in its letter of April 30, 2014, at no time during the meeting, or subsequent to the meeting, did wpd commit to filing a second application with the City. Rather, wpd's representatives indicated to City officials that they expected the Application to proceed. It is illogical that wpd would commit to filing a second application when, as a result of the City's repeated refusal to engage in any meaningful discussions, wpd was required to expend significant resources to file this Application with the Board.

With respect to the City's assertion that wpd cannot be considered a distributor under the *Electricity Act*, 1998, this position is incorrect. We refer the Board and the City to the Board's Decision and Order in respect of EB-2013-0233 wherein the Board confirmed that the *Electricity Act* does not require an applicant to obtain any applicable regulatory approval, including Renewable Energy Approval

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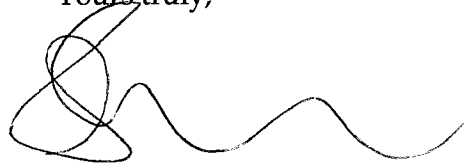
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("REA"), prior to seeking and obtaining relief under section 41(9) of the *Electricity Act*. The date that wpd obtained its REA is therefore irrelevant for the purposes of determining whether the City was obligated to engage in discussions with wpd.

We ask that the Board issue a decision based on the merits of wpd's Application and accordingly disregard the City's request to set aside the Application.

Yours truly,

A handwritten signature in black ink, consisting of a large, stylized loop followed by a series of smaller, connected loops and a long, sweeping tail that extends to the right.

Ingrid Minott

IM/dl