

Kevin & Gail Elwood

15 September 2014

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

Attn: Ms. Kirsten Walli
Board Secretary

Dear Ms. Walli,

Supplementary Comments

RE: EB-2014-0226 – wpd Fairview Wind Incorporated (wpdFWD)

Please accept this letter as supplementary to my letter of 02 September 2014 respecting EB-2014-0226, in which I requested Intervenor status for my family and me, and an extension of the deadline for our full submission.

I hereby reiterate my 02 Sept. 2014 requests: I seek an extension to the deadline of 02 Sept. 2014, for full submissions as an Intervenor, on behalf of me and my family.

Comments and Questions:**A. To date I have received No Acknowledgement of my requests:**

As of 15 Sept. 2014, the OEB website contains no entries that acknowledge the submissions or Intervenor Requests by me or my neighbours; it is now two weeks since we submitted our requests for Intervenor status.

I have received no response from you to my letter of 02 Sept. 2014 containing these requests, and I understand that none of my neighbours have received acknowledgement from OEB to submissions, or to requests for extension to the 02 Sept. 2014 deadline for Intervenor Status submissions. We are all directly impacted by, and immediately adjacent to, the proposed Fairview Wind Project, and the municipal road allowances that are the subject of EB-2014-0226.

B. Affidavit of Service of Jaclyn D'Angelo, sworn 08 Sept. 2014:

The Affidavit of Service of Jaclyn D'Angelo, sworn 08 Sept. 2014, posted on OEB website on 11 Sept. 2014 states that it was sworn before a "Commissioner for taking affidavits", which binds the individual to tell the truth in the affidavit.

The "Commissioner for taking affidavits", Jesse Long (58647L), before whom Jaclyn D'Angelo swore her Affidavit and all Exhibits, is an employee of wpd Canada Corporation and authorized representative of the Applicant to OEB for EB-2014-0226.

See Attachment A:

- wpd Fairview Wind Inc.'s 21 July 2014 Application to OEB, Exhibit B, Tab 1, Schedule 1, ps.1 to 3
- Affidavit of Service of Jaclyn d'Angelo – 08 September 2014

The Affidavit of Service of Jaclyn D'Angelo, sworn September 8, 2014 states:

"1. I am an employee of wpd Canada Corporation, the parent company of wpd Fairview Wind Incorporated (wpd "Fairview Wind") and as such, I have personal knowledge of the matters I hereinafter deposed to, save and except for those matters sta

2. ted (sic) in information and belief and where so stated I believe them to be true.

3. The Ontario Energy Board (the "OEB") by Letter of Direction, attached as Exhibit "A", directed that wpd (sic) serve the Notice of Application and written Hearing ("the "Notice") to the persons listed under item number 4 of the Letter of Direction. A copy of the Notice is attached as Exhibit "B" to this affidavit.

4. wpd (sic) served the Notice on Wednesday, August 20, 2014, by couriering a copy of the Notice to each of the 25 persons listed in Exhibit "C". A copy each of courier confirmation email is attached in Exhibit "D"...."

C. Examples of false information in Jaclyn D'Angelo's affidavit include:

1. The signed date on the Affidavit is not the date of the affidavit.
 - a) The Affidavit states it was sworn September 8, 2014.
 - b) The embedded date in the Affidavit is Sept.9, 2014.
2. OEB Letter of Direction #1 and #2 are not complied with:
 - a) Exhibit A does not contain the "Notice" as an attachment
 - b) Exhibit B contains a "blank" Notice, not a Notice completed as per OEB Direction 1.
 - c) The actual date [September 2, 2014] has not been inserted, contrary to Board Directions.
 - d) Therefore, the Affidavit in Exhibit A contains no evidence of the date by which requests or Intervenor Status must be submitted to OEB.

See Attachment B:

Exhibit "B"

As you know, my family and I, as well as Clearview Twp. and numerous residents have requested an extension to the deadline of 02 Sept. 2014 for Requests for Intervenor Status.

D. Notice Delayed:

Also, Purolator Tracking information indicates the Notice was not delivered August 20, 2014, as stated by Ms D'Angelo. My family and I only received 8 business days' Notice, other neighbours received as little as 1 business day of Notice. I attach a copy of unredacted contents of Exhibit "C" which appears to be the list Ms D'Angelo used for Service of Notice. It contains no date, no source, no title, and 30 lines of entries.

See Attachment C:

Exhibit "C"

Contrary to Ms. D'Angelo's Affidavit, no Notices were received on 20 August 2014.

See Attachment D:

Purolator's email confirmation slip to Ms D'Angelo, with our family's name, Elwood, which states on the face: "This message confirms the **creation of a shipment** to Kevin and Gail Elwood starting with a tracking number /PIN... Please click [here] for the latest shipment status".

See Attachment E:

Exhibit "D", Purolator's Tracking list shows that delivery occurred August 21, 22, 25, 26, 27, 29, Sept.4, as well as discrepancies between the list of 30 names and the tracking results for 25 names.

The above false information and misrepresentations in Ms D'Angelo's sworn Affidavit undermines the validity of the Ontario Energy Board Notice of wpd Fairview Wind Incorporated's application to determine the location of electricity distribution facilities within road Allowances owned by Clearview Township.

Please advise me what actions OEB intends to take to address this situation.

E. Date 14 Sept. 2014. New post for EB-2014-0226: Fairview Affidavit of Service REDACTED 20140910.pdf

The following have been redacted from the records posted 11 Sept. 2014, with no explanation for Redaction:

Exhibit "C"	No date.	List of 30 street names, municipal addresses, owner.
Exhibit "D"	05 Sept. 2014.	Purolator Tracking Summary, 25 Results.
Exhibit "E"	20 Aug. 2014.	Purolator emails to Jaclyn D'Angelo, "creation of shipment"

F. Date 15 Sept. 2014.wpd Fairview Wind Incorporated has not acknowledged or taken action on the OEB Notice of Direction, dated August 1, 2014, Paragraph 4, i.e.

"To immediately, or as soon as it is ready, have copies of the Notice, the application, the evidence and any additional materials as they are developed, made available for convenient public perusal at the offices of wpd Fairview Wind Incorporated and to post all such documents on wpd Fairview Wind Incorporated's website as follows: <http://canada.wpd.de/projects/in-canada/fairview/>."

wpd Fairview Wind Incorporated has not identified an office location available for "convenient public perusal" in Clearview Twp. It is my understanding that wpd Fairview Wind Incorporated shares office space and personnel of wpd Canada Corporation in Mississauga, approximately 2 hours' drive from Clearview Twp.

No hard copies of the Application, attachments, Maps, plans and design or engineering details, among others, have been provided to me or my neighbours in Clearview Twp., in spite of our explicit requests for hard copy with full size plans and engineering details.

Some persons representing wpd Fairview Wind Incorporated, e.g. Jaclyn D'Angelo, Jesse Long, are stated to be employees of wpd Canada Corporation.

G. Incorrect and Unacceptable Appellations:

I note Ms. D'Angelo's use of "wpd" in her affidavit. For your information, "wpd" is an unspecific term and inappropriate in an Affidavit.

As well, Ms. D'Angelo's uses, in her affidavit, the term "parent company" for wpd Canada Corporation. This is not a recognized term for an OPA FIT Contract, or REA application, or Hydro One application, which together comprise the authorities for obtaining any required approvals from OPA, MOE, Hydro One Networks Inc., IESO, OEB, among others. Only a "Supplier" with a valid FIT contract and with approvals required for a Renewable Energy Generation Facility, by Regulations under the Environmental Protection Act and the Electricity Act, among others, in order to deliver electricity from a renewable energy source to the Hydro One Networks Inc. grid.

Under Application Summary" Tab 2, lines 2 to 4, states that: "This is an application by wpd Fairview Wind Incorporated for an order or orders pursuant to S 41(9) of the Electricity Act establishing the location of the Applicant's distribution facilities on the Clearview Township Road Allowances, as set out in Exhibit C, Tab 1, Schedule 1.

Under "The Applicant", line 8 states that: "The Applicant is a wholly-owned subsidiary of wpd europe GmbbH (wpd europe).

This information is not consistent with information contained on wpd Fairview Wind Incorporated's web post on wpd Canada Corporation's website.

Under "The Fairview Wind Project" line 14 states: "The Applicant is the proponent of the Fairview Wind Project....in May 2010, the Applicant was awarded a contract with the Ontario Power Authority under the OPA's Feed in Tariff program in respect of the "Wind Project".

This is untrue.

Wpd Fairview Wind Incorporated was not awarded a FIT Contract in May 2010.

The FIT Contract # F-000672-WIN-130-601, dated May 3, 2010, was between the Ontario Power Authority and "Supplier," stated as "wpd Canada Corporation"

Attachment F:

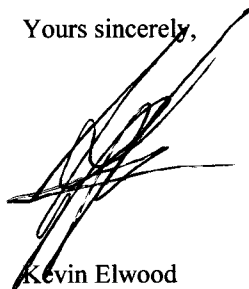
Attached please find an executed copy of the FIT Contract Cover Pages for Contract #F000672 provided to me by OPA.

In summary:

Please be advised that I wish to submit my comments respecting Intervenor Status as soon as I receive acknowledgement and confirmation of your acceptance of my family and me as Intervenors, and clarification from you with respect OEB actions respecting the flawed Notice of Application, and the false representations and errors in Ms D'Angelo's Affidavit, and clarification of revised process and dates for submissions to OEB.

Please accept the comments in this letter into the public record for EB-2014-0226.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Kevin Elwood', with a horizontal line drawn underneath it.

Kevin Elwood

IN THE MATTER of the *Ontario Energy Board Act, 1998, S.O. 1998, c. 15, Schedule B*, (the "**OEB Act**");

AND IN THE MATTER of an Application by wpd Fairview Wind Incorporated for an Order or Orders pursuant to section 41(9) of the *Electricity Act, 1998, S.O. 1998, c. 15, Schedule A* establishing a location for the applicant's distribution facilities on public road owned by the Municipality of Clearview Township, Ontario, as set out in this application.

APPLICATION

The Applicant wpd Fairview Wind Incorporated ("**wpd Fairview**" or the "**Applicant**") is a New Brunswick corporation with its headquarters located in Mississauga, Ontario. wpd Fairview is developing the Fairview renewable wind energy development project (the "**Fairview Wind Project**" or the "**Wind Project**") in Clearview Township, Ontario (the "**Municipality**").

wpd Fairview hereby applies to the Ontario Energy Board (the "**OEB**" or the "**Board**") pursuant to section 41(9) of the *Electricity Act, 1998, S.O. 1998, c. 15, Schedule A* (the "*Electricity Act*") for an order or orders establishing a location for wpd Fairview's distribution facilities to run beneath a portion of Fairgrounds Road and including a portion through the intersection of Sideroad 21/22 and Fairgrounds Road (the "**Clearview Township Road Allowances**"), more particularly described in Exhibit C, Tab 1, Schedule 1.

wpd Fairview requests that the Board expedite its hearing of this Application in accordance with sections 2.10 and 7.01 of the Board's *Rules of Practice and Procedure* because as the sole owner of the Clearview Township Road Allowances, the Municipality is the only person or entity directly affected by this Application.

The Applicant also requests that the Board, in hearing this Application, be guided by its mandate, under section 1(1)(5) of the OEB Act, to "promote the use and generation of electricity from renewable energy sources in a manner consistent with the policies of the

Government of Ontario, including the timely expansion or reinforcement of transmission systems and distribution systems to accommodate connection of renewable energy generation facilities."

The individuals named below are the authorized representatives of the Applicant for the purpose of serving documents on the Applicant throughout this proceeding:

The Applicant:

wpd Fairview Wind Incorporated
2233 Argentia Road
Suite 102
Mississauga ON L5N 2X7

Attention: Jesse Long (58647L)

Attention: Ian MacRae

Attention: Jaclyn D'Angelo

Tel: (905) 813-8400

Fax: (905) 813-7487

Email: jesse@wpd-canada.ca

Email: ian@wpd-canada.ca

Email: jaclyn@wpd-canada.ca

Additional written evidence, as required, may be filed in support of this Application and may be amended from time to time prior to the Board's final decision.

The Applicant requests that the Board proceed by way of written hearing, pursuant to section 34.01 of the Board's *Rules of Practice and Procedure*.

1 DATED at Toronto, Ontario, this 21st day of July, 2014

2

wpd Fairview Wind

3

Incorporated

4

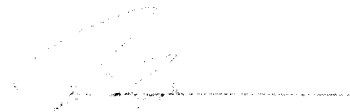
5

6

7

8

9


Jesse Long

IN THE MATTER of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B, (the "OEB Act");

AND IN THE MATTER of an Application under Section 41(9) by wpd Fairview Wind Inc. for an Order or Orders for the board establishing the location of the Applicants proposed distribution facilities within certain public roads owned by the Municipality of Clearview Township, Ontario

AFFIDAVIT OF SERVICE OF JACLYN D'ANGELO
(sworn September 8th, 2014)

I, JACLYN D'ANGELO, of the City of Toronto, in the Province of Ontario, **MAKE OATH AND SAY:**

1. I am an Employee for wpd Canada Corporation, the parent company of wpd Fairview Wind Incorporated (wpd "Fairview Wind") and, as such, I have personal knowledge of the matters to which I hereinafter deposed to, save and except for those matters stated to be on information and belief and where so stated, I believe them to be true.
2. The Ontario Energy Board, (the "OEB") by Letter of Direction, attached as Exhibit "A" directed that wpd serve the Notice of Application and Written Hearing (the "Notice") to the persons listed under item number 4 of the Letter of Direction. A copy of the Notice is attached as Exhibit "B" to this affidavit.
3. wpd served the Notice on Wednesday, August 20th 2014 by couriering a copy of the Notice to each of the persons listed in Exhibit "C". A copy of each courier confirmation email is attached in Exhibit "D".
4. On September 4th 2014 the package served to Wayne and Leslie Beattie was returned to wpd office as undeliverable. wpd staff spoke to Wayne Beattie directly via telephone, where he instructed a new address for service.
5. On September 5th 2014 the return package was re-served by courier to the alternate address given to wpd by Wayne Beattie. A copy of courier confirmation attached in Exhibit "E".

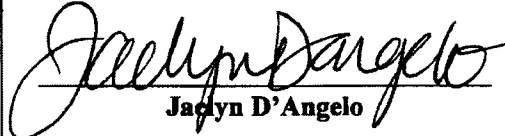
On August 20th 2014, wpd staff posted the notice and application to the wpd Fairview Wind Inc. website <http://canada.wpd.de/projects/in-canada/fairview/>. Attached as Exhibit "F" screen shot of website prior to posting and after posting.

SWORN BEFORE ME at the City of
Toronto, in the Province of Ontario, on
September 8th , 2014.



Commissioner for taking affidavits

(LSUC # 58647L)



Jaclyn D'Angelo

EXHIBIT "B"

Referred to in the affidavit of

Jaclyn D'Angelo

Sworn September 06 , 2014



A Commissioner For Taking Affidavits

ONTARIO ENERGY BOARD NOTICE

wpd Fairview Wind Incorporated has applied to the Ontario Energy Board to determine the location of electricity distribution facilities within road allowances owned by Clearview Township.
Learn More.

wpd Fairview Wind Incorporated plans to own and operate a wind farm located in Clearview Township. To convey the electricity from the wind farm to the provincial electricity grid, wpd Fairview Wind Incorporated says it will construct and operate certain distribution facilities, including 2.5 km of distribution line which it proposes to locate within certain road allowances owned by Clearview Township. Because wpd Fairview Wind Incorporated and Clearview Township have not been able to reach agreement regarding the location of the distribution line, wpd Fairview Wind Incorporated is asking that the Ontario Energy Board determine the location of the line within the municipal road allowances.

A map showing the potentially affected road allowances is appended to this Notice.

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The OEB is an independent and impartial public agency. It will hold a public hearing to consider wpd Fairview Wind Incorporated's request. During this hearing, the OEB will consider evidence and arguments by wpd Fairview Wind Incorporated, Clearview Township and others whose interests would be affected.

The OEB hearing will consider specific issues determined by law. The *Electricity Act, 1998* specifies that the OEB is strictly limited to determining the location of the distribution facilities within the road allowances in question. The consideration of any aspect of the proposed wind generation facilities will not be considered in this case.

BE INFORMED

You have the right to information regarding wpd Fairview Wind Incorporated's application. You can read the application on the OEB's website (See below under "Learn More").

HAVE YOUR SAY

If you would be affected by the location of the distribution facilities within the Clearview Township road allowances, you may want to take a more active role in the hearing. You can:

- Send the OEB a letter with your comments, which will be considered during the hearing; or
- Ask the OEB for permission to be an active participant in the hearing (an intervenor). Intervenors can provide evidence, argue their positions and submit relevant questions to be answered by wpd Fairview Wind Incorporated (interrogatories). To be an intervenor, a party must be affected by the location of the facilities in a way that relates directly to the issues the OEB will consider. If you wish to be an intervenor, the OEB must receive your request by [insert actual date 10 calendar days from the date the notice is posted on applicant's website].

LEARN MORE

Our file number for this case is EB-2014-0226. To learn more about how to participate in this hearing, including how to file a letter with your comments or how to become an intervenor, go to www.ontarioenergyboard.ca/participate. From that OEB web page you can also enter the file number EB-2014-0226 to see all the documents related to this case. You can also phone our Consumer Relations Centre at 1-877-632-2727 with any questions.

ORAL AND WRITTEN HEARINGS

There are two types of OEB hearings – oral and written. wpd Fairview Wind Incorporated has applied for a written hearing. The OEB is considering this request. If you think an oral hearing is needed, you can write to the OEB to explain why.

PRIVACY

If you write a letter with your comments, your name and the content of your letter will be put on the OEB's public record and the OEB website. However, your personal telephone number, address and email address will be removed. If you are a business, all your information will be public. If you apply to become an intervenor, all your information will be public.

This application was filed under section 41(9) of the *Electricity Act, 1998* S.O. 1998, c.15, *Schedule A*.



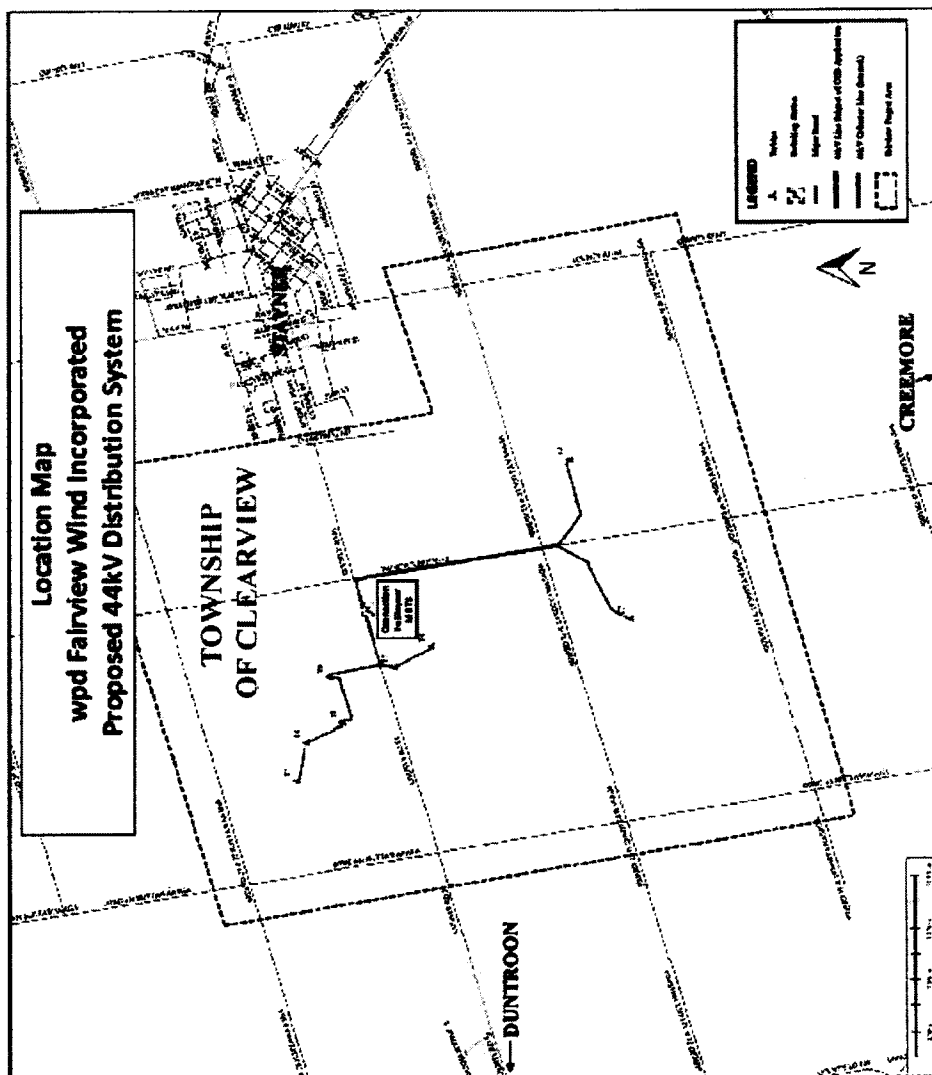
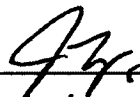


EXHIBIT "C"

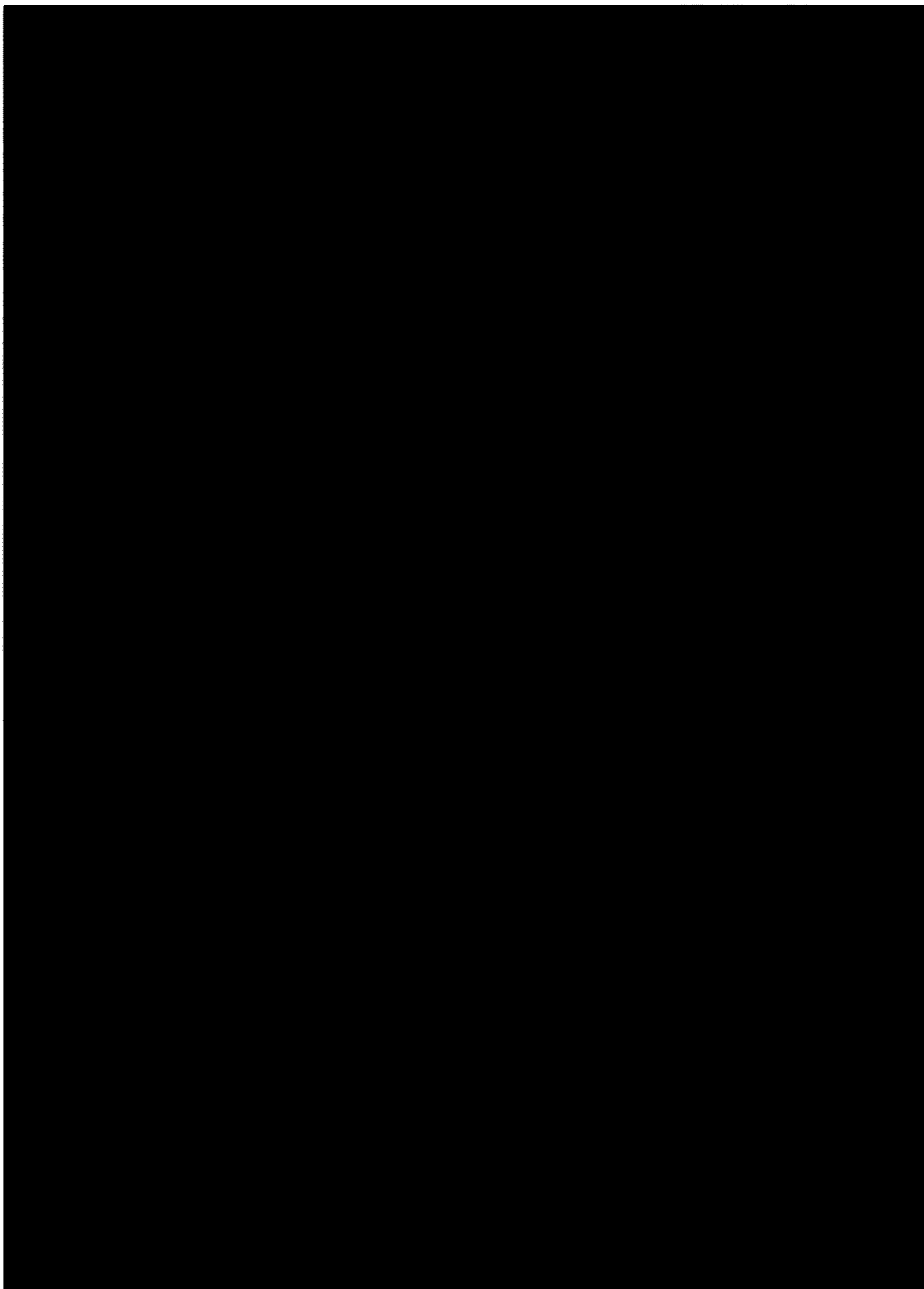
Referred to in the affidavit of

Jaclyn D'Angelo

Sworn September 06 , 2014



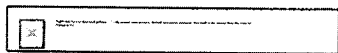
A Commissioner For Taking Affidavits



Attachment

Jaclyn D'Angelo

From: NotificationService@purolator.com
Sent: Wednesday, August 20, 2014 10:55 AM
To: Jaclyn D'Angelo
Subject: Purolator Shipment: 330227941110 - Confirmation / Envoi de Purolator : 330227941110 - Confirmation



Veuillez faire défiler l'écran vers le bas pour afficher la version française.

Dear Jaclyn D'Angelo,

Thank you for using Purolator. This message confirms the creation of a shipment to Kevin and Gail starting with tracking number / PIN: 330227941110. Please click for the latest shipment status.

Important Delivery Information:

Message from Jaclyn D'Angelo:

Ship From:
Jaclyn D'Angelo

Ship To:
Kevin and Gail
Elwood

Shipment Date:	2014-08-20
No. of Packages:	1
Purolator Service:	Purolator Express Envelope / Purolator Express Enveloppe
Weight:	1 LB

Tracking Reference(s):

For further details, please contact Purolator at onlineshipping@purolator.com or 1 888 SHIP-123. This e-mail was sent to you from our automated mailbox. Please do not reply.

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EXHIBIT "D"

Referred to in the affidavit of

Jaclyn D'Angelo

Sworn September 04 , 2014



A Commissioner For Taking Affidavits



Tracking Summary

Results (25)

Last Updated (EST): Sep 5, 2014 1:39 p.m.

Shipment Date	Tracking Number	Reference	City	Prov/State	Country	Delivered By	Status
Aug 20, 2014	330228435500		Southampton	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330228429107		Warton	ON	CA	Aug 22, 2014	Delivered
Aug 20, 2014	330228418142		Rama	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330228408168		Cedar Point	ON	CA	Aug 22, 2014	Delivered
Aug 20, 2014	330228399821		Sutton West	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330228367091		Midhurst	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330228361080		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330228357862		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227992519		Stavner	ON	CA	Aug 22, 2014	Delivered
Aug 20, 2014	330227990364		Stavner	ON	CA	Aug 22, 2014	Delivered
Aug 20, 2014	330227987436		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227983823		Stavner	ON	CA	Aug 27, 2014	Delivered
Aug 20, 2014	330227979532		Stavner	ON	CA	Aug 27, 2014	Delivered
Aug 20, 2014	330227968741		Stavner	ON	CA	Aug 25, 2014	Delivered
Aug 20, 2014	330227965937		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227961753		Stavner	ON	CA	Sep 4, 2014	Delivered
Aug 20, 2014	330227955524		Stavner	ON	CA	Aug 27, 2014	Delivered
Aug 20, 2014	330227951242		Stavner	ON	CA	Aug 29, 2014	Delivered
Aug 20, 2014	330227948834		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227946622		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227941110		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227933141		Stavner	ON	CA	Aug 21, 2014	Delivered
Aug 20, 2014	330227929859		Stavner	ON	CA	Aug 26, 2014	Delivered
Aug 20, 2014	330227924992		Stavner	ON	CA	Aug 25, 2014	Delivered
Aug 20, 2014	330227920072		Stavner	ON	CA	Aug 26, 2014	Delivered



Ontario Power Authority

FEED-IN TARIFF CONTRACT
(FIT CONTRACT)

Version 1.3.0 (March 9, 2010)

1. CONTRACT IDENTIFICATION # F-000672-WIN-130-601
2. FIT REFERENCE # FIT-FH2MR54
3. CONTRACT DATE May 3, 2010
4. SUPPLIER wpd Canada Corp.
5. SUPPLIER'S ADDRESS 405 Britannia Road East
Suite 214
Mississauga ON L4Z3E6
Canada
Contact Person: Khlaire Parre
Fax: (905) 712-9565
Phone: (905) 712-2400
Email: khlaire@wpd-Canada.ca
6. SUPPLIER INFORMATION Not a Non-Resident of Canada
7. RENEWABLE FUEL Wind (On-Shore)
8. CONTRACT CAPACITY 18400 kW
9. INCREMENTAL PROJECT No
10. GROSS NAMEPLATE CAPACITY 18400 kW
11. CONTRACT PRICE 13.5 ¢/kWh
Peak Performance Factor does not apply
12. (a) ABORIGINAL PRICE ADDER (as of the Contract Date) 0.00 ¢/kWh
Aboriginal Participation Level (if applicable)
_ %
(b) COMMUNITY PRICE ADDER (as of the Contract Date) 0.00 ¢/kWh
Community Participation Level (if applicable)
_ %

13. PERCENTAGE
ESCALATED 20 %

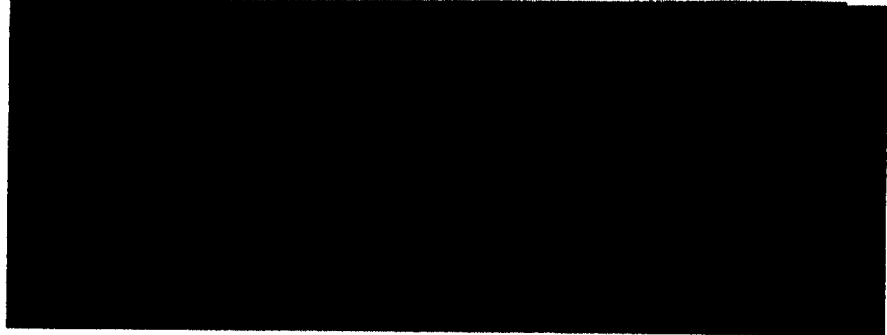
14. MINIMUM
REQUIRED
DOMESTIC
CONTENT LEVEL 50 %

15. BASE DATE
September 30, 2009

16. AUTOMATIC NTP
FACILITY No

17. LOCATION: Municipal Address: 

Legal Description:



18. IMPACT
ASSESSMENT
PRIORITY START
TIME

June 1, 2010
17:00

IMPACT
ASSESSMENT
PRIORITY STOP
TIME

June 1, 2010
18:00

19. CONNECTION
POINT

Distribution System - LDC: Hydro One Networks Inc.

20. HOST FACILITY (IF
APPLICABLE)

Name:

Municipal Address:

Legal Description:

21. FIT RULES

Applicable version: Version 1.3

22. **INCORPORATED
SCHEDULES,
APPENDICES AND
EXHIBITS**

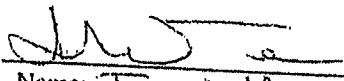
FIT Contract Execution Instructions
FIT Contract Offer Notice
Schedule 1 - General Terms and Conditions, Version 1.3
Exhibit A - Technology-Specific Provisions, Type 9: Wind (on-shore)
Exhibit B - Metering and Settlement, Type 3 A
Exhibit C - Form of Irrevocable Standby Letter of Credit
Exhibit D - Domestic Content, Version 1.3
Exhibit E - Arbitration Provisions Applicable to Sections 1.7, 1.8, 2.10 & 12.2
Exhibit F - Form of Supplier Certificate re: Commercial Operation
Exhibit G - Form of Independent Engineer Certificate re: Commercial Operation
Exhibit H - Form of Secured Lender Consent and Acknowledgement
Schedule 2 - Special Terms and Conditions, Version 1.3
Appendix 1 - Standard Definitions, Version 1.3
Anticipated Notice To Proceed (NTP) Request Date Form

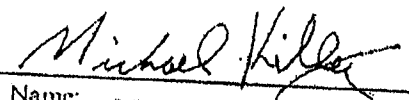
For valuable consideration, the OPA and the Supplier hereby mutually agree to be bound by the terms and conditions set out in this FIT Contract and the Schedules, Appendices and Exhibits attached hereto as noted in item 22 above (the "Agreement"). Each of the OPA and the Supplier confirms that it has received a copy of and has reviewed this Agreement, and that its representations and warranties set out herein are true and correct.

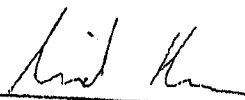
IN WITNESS OF WHICH, and intending to be legally bound, the Parties have executed this Agreement by the undersigned duly authorized representatives as of the date first stated above.

wpd Canada Corp.

ONTARIO POWER AUTHORITY

By: 
Name: IAN MACRAE
Title: President

By: 
Name: Michael Killeavy
Title: Director, Contract Management
Electricity Resources
I have authority to bind the corporation.

By: 
Name: ARVID HESSE
Title: Vice-President
I/We have authority to bind the corporation.