## STIKEMAN ELLIOTT

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BY COURIER

November 3, 2014 File No.: 129316.1017

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

Dear Ms. Walli:

Re: wpd White Pines Wind Incorporated ("the Applicant") EB-2013-0339

We write further to the letter of Eric Gillespie, solicitor for the Alliance to Protect Prince Edward County ("APPEC"), dated October 31, 2014 regarding the above-noted application for leave to construct transmission facilities (the "Application").

The Applicant objects to any consideration by the Board of whether the Transmission Line (as defined in the Application) exceeds the statutorily prescribed 50 kilometres contained in the *Electricity Act, 1998* (the "Act"), as suggested by Mr. Gillespie. The Applicant also objects to Mr. Gillespie's request that the Board delay its decision in this Application until the Board has considered the issues raised in Mr. Gillespie's letter. As stated in the Applicant's letter dated June 5, 2014, these matters are outside the scope of the Board's jurisdiction under section 96 of the *Ontario Energy Board Act, 1998* and are irrelevant to the Application.

Furthermore, these issues were first raised by Mr. Gillespie in April 2014. The Ministry of the Environment (the "MOE") responded to APPEC's assertions by letter dated July 7, 2014. Now, almost four months later, APPEC has submitted a reply to the MOE's letter in an attempt to cause further delay in the Board's determination of this Application. The Applicant submits that the appropriate time for APPEC to

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respond to the MOE's position was July 2014. The Board should not permit APPEC to seek clarification at this late stage when the Board is ready to render its decision.

Yours truly,

Ingrid Minott

IM/kl