

# STIKEMAN ELLIOTT

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November 6, 2014  
File No.: 129316.1017

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 (the "Applicant")  
EB-2013-0442**

We write further to the City of Kawartha Lakes' (the "City") letter dated November 3, 2014.

The Applicant objects to the content of the City's letter and the Board's consideration of same. The City declined to participate as an intervenor in this proceeding and the period for providing comments with respect to this Application expired 30 days from the date of publication or service of the Notice of Application, such date being April 28, 2014 as determined by the Board in Procedural Order No. 1 dated August 7, 2014.

Furthermore, contrary to the City's assertion that the Board cannot rule on access to a municipal road, as set out in the Applicant's Response to Interrogatories, section 41 of the *Electricity Act, 1998* provides the Applicant with a right of access to the road allowance within the terms mandated by the statute.

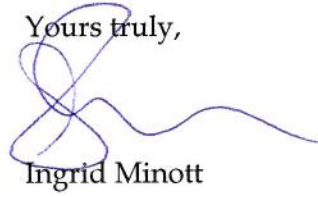
Finally, the Board has already determined, pursuant to Procedural Order No. 1, that it will not defer the hearing of the Application to await the outcome of other regulatory processes, as requested by the City. The Board expressly agreed with the Applicant that "the *Electricity Act* does not require an applicant to obtain any applicable regulatory approval including REA approval, prior to obtaining approval under section 41(9).

We request that the Board disregard the City's request that the Application be set aside.

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Should you have any questions, please do not hesitate to contact me.

Yours truly,

A handwritten signature in blue ink, appearing to read 'Ingrid Minott', with a long, wavy horizontal line extending to the right.

Ingrid Minott

IM/dl