

October 6, 2017

**VIA RESS AND DELIVERED**

Ms. Kirsten Walli  
**ONTARIO ENERGY BOARD**  
P.O. Box 2319, 27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, Ontario  
M4P 1E4

**Ian A. Mondrow**  
Direct: 416-369-4670  
ian.mondrow@gowlingwlg.com

Assistant: Cathy Galler  
Direct: 416-369-4570  
cathy.galler@gowlingwlg.com

Dear Ms. Walli:

**Re: EB-2017-0022: Notice of Intention to Make an Order for Compliance, Restitution and Payment of an Administrative Penalty; and**

**EB-2017-0223: Notice of Intention to Make an Order for Compliance, Restitution and Payment of an Administrative Penalty.**

**(collectively, the Notices)**

**Withdrawal of Active Energy Inc. Interrogatory Motion**

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On September 25, 2017 Active Energy Inc. (Active) filed a Notice of Motion seeking an order directing the Enforcement Team to respond to interrogatories. In Procedural Order No. 3 (September 25, 2017) the Board set October 13<sup>th</sup> as the return date for Active's motion, and directed that Active file its motion materials no later than today.

Yesterday afternoon counsel for OEB Enforcement Staff provided responses to Active's interrogatories. Accordingly, Active has no need to pursue the motion and wishes to withdraw it.

Yours truly,



*for:* Ian A. Mondrow

c. **Michael Stedman, ACTIVE ENERGY**  
**Justin Safayeni, STOCKWOODS (OEB Enforcement Team External Counsel)**  
**Ian Richler, OEB Counsel**  
**Michael Bell, OEB Hearing Staff**

Gowling WLG (Canada) LLP  
Suite 1600, 1 First Canadian Place  
100 King Street West  
Toronto ON M5X 1G5 Canada

T +1 416 862 7525  
F +1 416 862 7661  
[gowlingwlg.com](http://gowlingwlg.com)

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