

July 19, 2018

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61 Essex Street
Goderich, Ontario
Canada, N7A 2H5

Attention: Kirsten Walli
O.E.B. Secretary
2300 Yonge Street, 27th Floor
Toronto, Ontario. M4P 1E4

Fax To: 416-440-7656

Total Pages: 1 p.

Dear Ms. Walli:

**Re: Goderich Hydro Merger with ERTH Corporation
OEB File EB-2018-0082 MADD Application
Motions for Full Disclosure**

This letter is further to my phone conference of July 18, 2018 with OEB staff: Andrew Bishop (Case Manager), David Martinello (Assistant Case Manager), and James Sidlofsky (OEB Counsel).

Our conversation focused on my intent to bring a series of motions to compel the applicants, including ERTH Corporation, to provide complete responses to Interrogatory questions. OEB staff invited me to inform the Board by letter of my intent, with timelines.

Background:

In my June 8, 2018 covering letter to my Interrogatories, I specifically noted:

Follow-up Questions:

Ms. Walli, what procedure will be used for follow-up questions to this first round of interrogatories, based on the responses or lack thereof?

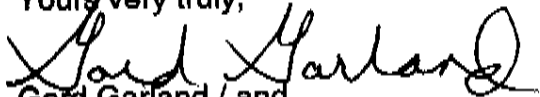
I did not anticipate an immediate reply. On June 20, 2018, I received the applicants' replies to all Interrogatories. I noted the sheer volume of 'non-responses', citing various reasons, specifically: OEB Staff 2, McCartney 7, Garland 38. On June 22 I contacted a lawyer who was at OEB hearings and tied up until July 5. We spoke on July 5 and on July 9 & 10 I received his 43 p. fax, providing materials for motions for disclosure. I left phone messages for Associate Registrar Mr. Rudra Mukherji on July 13 and 16 informing him of my intent to file a series of motions for disclosure under rule 27.03. I also noted a timing conflict with Procedural Order No. 3's July 27, 2018 date for submissions and that this would be putting the cart before the horse.

Motions for Disclosure Timing:

Due to the sheer volume of 'non-responses' (47), citing various reasons, I intend to submit 3 or 4 motions for disclosure organized by issues and reasons cited. The first would be submitted on or before July 27, 2018 and thereafter weekly, allowing 2 weeks for my August vacation (August 6 – 17 inclusive).

Thank you for your attention to these matters.

Yours very truly,



Gord Garland / and
Concerned Citizens of Goderich
Ph. 519-524-6618 / Fax 519-612-1011