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Delivered by Email

Ontario Energy Board
2300 Yonge Street
Suite 2700, PO Box 2319
Toronto, ON M4P 1E4
Attn: Kirsten Walli
Board Secretary
Registrar@oeb.ca

Dear Ms. Walli:

Re: Request for Intervenor Status
Ontario Energy Board Application EB-2019-0007
Imperial Oil – Leave to Construct – Waterdown to Finch (the “Project”)

We are counsel to the Huron-Wendat Nation. We write to request late Intervenor status in the above-noted proceeding.

The proposed Project involves a pipeline which will run through the traditional territory of the Huron-Wendat Nation. This territory contains the richest recorded archaeological history in Ontario. One of the Huron-Wendat Nation’s most important archaeological sites in Ontario, the Parsons Site (AkGv-8), is located on the proposed path for the pipeline. This site and any other archaeological and burial sites on the pipeline’s path constitute important cultural heritage resources.

The Huron-Wendat Nation has constitutionally protected section 35 Aboriginal rights, which include the right to protect the Huron-Wendat Nation’s archaeological and cultural heritage resources. Moreover, the Huron-Wendat Nation has a sacred duty to protect such resources.

As such, the Huron-Wendat Nation has a substantial interest in this application, as the Project has significant potential to negatively impact the Nation’s right to the integrity of its archaeological and burial sites, including the Parsons Site.

The Huron-Wendat Nation seeks leave to intervene on all issues relating to consultation and accommodation and to the integrity of cultural heritage resources. The Huron-Wendat Nation intends to participate in the proceeding as necessary, and may submit evidence, argument or interrogatories, and/or cross-examine witnesses. While our application to intervene is late, we do not believe that this intervention will cause any delay to the processing or determination of the application. The Huron-Wendat Nation will abide by the deadlines imposed to date by the Board.

For the purposes of service and delivery of documents in the proceeding, please contact:

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The Huron-Wendat Nation intends to seek an award for costs. If the Nation's request for Intervenor status is granted, the Nation will represent a perspective relevant to the Board's mandate and to the proceeding for which cost award eligibility is sought. Specifically, the Huron-Wendat Nation will bring a perspective on the protection of cultural heritage resources, which the Board will be considering pursuant to the Board' Environmental Guidelines for the Location, Construction and Operation of Hydrocarbon Pipelines and Facilities in Ontario.

Thank you for your consideration of this application. Should the Board require any further information on this matter, please do not hesitate to contact us.

Yours truly,
Olthuis, Kleer, Townshend LLP



Renée Pelletier
RP/jgb