



HENEIN HUTCHISON LLP
BARRISTERS

October 11, 2019

VIA EMAIL: boardsec@oeb.ca

Attention: Board Secretary
Board Secretary
Office of the Registrar
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, Ontario M4P 1E4

Dear Board Secretary:

**RE: EB-2018-0329 – Request for Late Intervention by Bingwi Neyaashi
Anishinaabek First Nation (BNA)**

We have been retained on behalf of the Bingwi Neyaashi Anishinaabek First Nation (“BNA”) and have been instructed to seek late intervenor status. BNA seeks intervenor status because its interests are impacted by this application in a manner similar to the intervenor Red Rock Indian Band (“RRIB”), for which we also act in respect of this application. As RRIB and BNA are represented by the same counsel and anticipate taking the same position in the application, and as the proceeding is in its early stages, no party should be prejudiced by BNA’s late intervention. BNA nevertheless apologizes for seeking intervenor status late. If granted late intervenor status, BNA agrees to accept the procedural deadlines that have already been set regarding this proceeding.

Yours very truly,

HENEIN HUTCHISON LLP

Alex Smith

AS/pj

cc: Christine Long