

EB-2021-0248 – Enbridge Gas Inc. – Coveny and Kimball-Colinville Well Drilling Project

ONTARIO ENERGY BOARD

IN THE MATTER OF the hearing to be held under sections 40(1) and 91 of the

Ontario Energy Board Act, 1998, S.O. 1998 c.15 (Schedule B).

NOTICE OF INTERVENTION

OF

CHIPPEWAS OF KETTLE AND STONY POINT FIRST NATION WITH SOUTHWIND DEVELOPMENT CORPORATION

February 7, 2022

1. The Chippewas of Kettle and Stony Point First Nation (CKSPFN) with Southwind Development Corporation (Southwind) a wholly owned economic development Corporation of CKSPFN applies for intervenor status in this proceeding.
2. CKSPFN with Southwind is a relatively new intervenor in Ontario Energy Board (OEB) proceedings. CKSPFN with Southwind is affected by this Application with respect to potential impacts on treaty rights, land use and cultural heritage.
3. CKSPFN with Southwind intends to participate actively and responsibly in this hearing, and intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. CKSPFN with Southwind believes that it meets the eligibility criteria set out in the Ontario Energy Board's Rules of Practice and Procedure (Section 41) and its' Practice Direction on Cost Awards (Section 3.03).

Issues to be Addressed

4. CKSPFN with Southwind's intended participation will include the following:
 - a. issues related to the need for the project, project alternatives, project cost and economics, environmental impacts, and land matters;
 - b. whether the duty to consult with Indigenous Communities potentially affected by the proposed project has been discharged with respect to the application; and
 - c. generally, to represent the Aboriginal rights interests of CKSPFN and its members, and Southwind.

The Intervenor's Intended Participation

5. CKSPFN with Southwind intends to participate in any pre-hearing procedures, including interrogatories or technical conferences, and settlement conferences. CKSPFN with Southwind also intends to participate in any oral hearings of this matter, and in written or oral submissions, as well as any other parts of the process that the Board should order. While CKSPFN with Southwind does not currently intend to file evidence in this proceeding, it reserves its right to do so depending on the responses to interrogatories and any other discovery processes ordered by the Board.

Nature of Hearing Requested

6. Until interrogatories have been answered, CKSPFN with Southwind believes it is premature to assess whether a written or an oral hearing is more appropriate in this proceeding.

7. CKSPFN requests that a copy of all documents filed with the Board by each party to this proceeding be served on the intervenor, as follows:

a. Chippewas of Kettle and Stony Point First Nation – Southwind Development Corporation (electronic copies only)

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b. Don Richardson – technical advisor for CKSPFN/Southwind

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