



BATCHEWANA FIRST NATION OF OJIBWAYS

Rankin Reserve 15D - Goulais Bay Reserve 15A- Obadjiwan Reserve 15E - Whitefish Island 15

Administrative Office: Rankin Reserve 15D
236 Frontenac Street
Batchewana First Nation, ON
P6A 6Z1
PH: (705) 759-0914 / FAX: (705) 759-9171
[www.batchewana .ca](http://www.batchewana.ca)

Via email: Registrar@oeb.ca

Nancy Marconi
Registrar
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

April 25, 2024

Subject: EB-2023-0360

Dear Ms. Marconi:

I am writing to respectfully request the confidential treatment of two documents (BFN Energy Documents) submitted by Batchewana First Nation (BFN) to the Ontario Energy Board (OEB) on April 23, 2024, in connection with the above noted matter. We wish to confirm our intention to file the BFN Energy Documents confidentially.

The documents in question contain commercially sensitive information pertaining to BFN, the disclosure of which would result in irreparable harm to our First Nation including prejudicing our competitive position, diminishing our capacity to fulfill existing contractual obligations and interfering significantly with current negotiations leading to potential significant loss to us and other parties.

BFN's request for confidentiality relates to the entirety of the BFN Energy Documents, however, pursuant to Section 5.1.4 (d)(ii), BFN will provide the following non-confidential summary of the documents. The first document describes BFN's past and current participation in Ontario's energy markets and describes its future plans with respect to transmission and generation. The second document is a graph which provides a visual representation of the first document.

In accordance with the OEB’s Practice Direction on Confidential Filings Sections 5.1.4 (b) and (c), we attach a table which sets out information for which confidential treatment is requested.

Document name	Confidential treatment being requested	Presumptively confidential category (Appendix B)	Alternative rationale, reasons and harms (Appendix A)
BFN Energy Plan (Pages 1-6)	BFN requests confidential treatment of the entirety of the document	N/A	The documents in question contain commercially sensitive information pertaining to BFN, the disclosure of which would result in irreparable harm to our First Nation including prejudicing our competitive position, diminishing our capacity to fulfill existing contractual obligations and interfering significantly with current negotiations leading to potential significant loss to us and other parties.
BFN Energy Projects 2024 V3 (Page 1 of 1)	BFN requests confidential treatment of the entirety of the document	N/A	The documents in question contain commercially sensitive information pertaining to BFN, the disclosure of which would result in irreparable harm to our First Nation including prejudicing our competitive position, diminishing our capacity to fulfill existing contractual obligations and interfering significantly with current negotiations leading to potential significant loss to us and other parties.

BFN agrees to provide access to confidential and unredacted versions of the BFN Energy Documents to the parties listed in Schedule A to Procedural Order No. 1 issued on March 28, 2024, provided the OEB accepts their Declaration and Undertaking. If additional parties intervene, BFN proposes that those parties would not be provided with access to the BFN Energy Documents for commercial sensitivity reasons.

Should you require any additional information please do not hesitate to contact me.

Miigwetch,



Chief Mark McCoy

cc: Batchewana First Nation Council Members
Wayne Greer, Chief Executive Officer, Aboriginal Business Network
Stacy Tijernia, In-House Legal Counsel
Virginia Greer, Legal Counsel
Katherine Wang, Senior Advisor, Generation & Transmission, OEB
Ljuba Djurdjevic, Legal Counsel, OEB

