

Reply to the Attention of: Marc Kemerer  
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Email Address: marc.kemerer@mcmillan.ca  
Our File No.: 297087  
Date: January 26, 2026

**EMAIL**

**Ontario Energy Board**

2300 Yonge Street 27<sup>th</sup> Floor  
Toronto ON M4P 1E4

**Attention: Jessy Serrao, Regulatory  
Administrator**

Dear Ms. Serrao,

Re: **EB-2025-0314**  
**Applicant Comments on Procedural Order No. 1 ("PO1")**

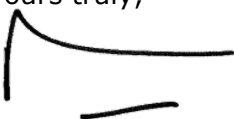
We represent the Applicant in this matter, 1000757443 Ontario LP.

Thank you for providing us with PO1 for our review and comment. The Applicant requests that:

1. Issue 1 of the Issues List be revised to state: *Is the proposed expropriation in the public interest, including with respect to the principles of Indigenous reconciliation?* This application is unique in that the applicant is a First Nations community with an economic interest in a project over its traditional lands. Under the principle of reconciliation First Nations are to benefit from an improved relationship between Indigenous peoples and Canadian society as a whole; and,
2. It be given the opportunity to submit a response to any comments that the Intervenor may make on the Issues List.

Should you have any questions regarding these requests please do not hesitate to contact me.

Yours truly,



Marc Kemerer