ONTARIO ENERGY BOARD

IN THE MATTER OF the Ontario Energy Board Act, 1998, S.O. 1998, c.15, Sched. B (the "Act")

AND IN THE MATTER OF section 99 (1) of the Act

AND IN THE MATTER OF an Application by Hydro One Networks Inc. ("HONI") for authority to expropriate land for the purpose of operating a 115 kilovolt transmission lines in Port Colborne, Ontario (EB-2024-0142).

NOTICE OF CONSTITUTIONAL QUESTION

ONTARIO ENERGY BOARD FILE NO. EB-2024-0142

AFFIDAVIT OF SERVICE

I, Alexa Cheung, of the City of Toronto, in the Province of Ontario, AFFIRM:

1. I am a Lawyer with the law firm of Massey LLP, lawyers for NYON Oil Inc. and 1170367 Ontario Inc. and, as such, have knowledge of the following matters.

2. I served the Notice of Constitutional Question on the Attorney General of Ontario by sending an email to cloc.reception@ontario.ca on June 4, 2025. Attached at **Exhibit A** is a copy of that email.

3. I served the Notice of Constitutional Question on the Attorney General of Canada by sending an email to NCQ-AQC.Toronto@justice.gc.ca on June 4, 2025. Attached at **Exhibit B** is a copy of that email.

AFFIRMED BEFORE ME at the City of Toronto, in the Province of Ontario on June 13, 2025.

Malti Mahajan

Commissioner for Taking Affidavits
(or as may be)

MALTI MAHAJAN

Malti Mahajan,
a Commissioner, etc.,
Province of Ontario,
while a licensed Paralegal.
LSO #P14582

ALEXA CHEUNG

RCP-E 16B (February 1, 2021)

EXHIBIT A

Outlook

FW: OEB File No. EB-2024-0142 - Notice of Constitutional Question

From Alexa Cheung <acheung@masseylaw.ca>
Date Fri 2025-06-06 1:40 PM
To AGC_PGC_OTTAWA@JUSTICE.GC.CA <AGC_PGC_OTTAWA@JUSTICE.GC.CA>
Cc Malti Mahajan <malti.mahajan@masseylaw.ca>

1 attachment (5 MB)
2025.06.04 - Nyon - Hydro One - Notice of Constitutional Question.pdf;

Good afternoon,

Please see attached our Notice of Constitutional Question, served upon the Attorney General of Canada. Please confirm receipt.

Thanks,
Alexa Cheung
Associate
acheung@masseylaw.ca
+1 416 775 0675
10 King Street East, Suite 600, Toronto, ON, M5C 1C3 | MasseyLaw.ca

MASSEY LLP

From: Alexa Cheung
Sent: June 4, 2025 3:55 PM
To: regulatoryaffairs <regulatoryaffairs@hydroone.com>; monica.caceres@hydroone.com; gnettleton@mccarthy.ca; sbrogers@mccarthy.ca; jvellone@blg.com; cboyle@blg.com; 'cloc.reception@ontario.ca' <cloc.reception@ontario.ca>; 'clbsupport@ontario.ca' <clbsupport@ontario.ca>
Cc: Scott Lemke <slemke@masseylaw.ca>; Frank Portman <fportman@masseylaw.ca>; Malti Mahajan <malti.mahajan@masseylaw.ca>
Subject: OEB File No. EB-2024-0142 - Notice of Constitutional Question

Good afternoon,

Please see attached our Notice of Constitutional Question served upon you, in accordance with the OEB's Rules of Practice and Procedure.

Thanks,
Alexa Cheung
Associate
acheung@masseylaw.ca
+1 416 775 0675
10 King Street East, Suite 600, Toronto, ON, M5C 1C3 | MasseyLaw.ca

MASSEY LLP

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EXHIBIT B

Outlook

FW: OEB File No. EB-2024-0142 - Notice of Constitutional Question

From Alexa Cheung <acheung@masseylaw.ca>
Date Fri 2025-06-06 2:03 PM
To NCQ-AQC.Toronto@justice.gc.ca <NCQ-AQC.Toronto@justice.gc.ca>
Cc Malti Mahajan <malti.mahajan@masseylaw.ca>

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Cc: Scott Lemke <slemke@masseylaw.ca>; Frank Portman <fportman@masseylaw.ca>; Malti Mahajan <malti.mahajan@masseylaw.ca>
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MASSEY LLP

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ONTARIO
SUPERIOR COURT OF JUSTICE

PROCE**ONTARIO ENERGY BOARD**
FILE NO. EB-2024-0142

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Lawyers for the plaintiffs