

January 27, 2014

VIA EMAIL

REFERENCE NO:

105838-0010

PLEASE REPLY TO:

Brian J. Meronek Q.C.

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The Public Utilities Board of Manitoba
400 - 330 Portage Avenue
Winnipeg, Manitoba
R3C 0C4

Attention: Mr. Hollis Singh
Board Secretary & Executive Director

Dear Sir:

**Re: PUB's NFAT Review of Hydro's Preferred Development Plan to construct the
Keyyask and Conawapa Generating Stations and associated transmission
facilities**

LEGAL ASSISTANT:

Marion Parsons

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I am writing to advise that I was formally retained on December 15, 2013 to represent MKO at the above captioned hearing. Immediately upon notification to all stakeholders, a Manitoba Hydro representative(s) alerted counsel for York Factory First Nation ('York Factory') of that fact.

As a result, counsel for York Factory advised of a potential conflict between York Factory and MKO. The potential conflict, as I understand it, relates to the proposition that, unless MKO supports Manitoba Hydro's application without any conditions, a conflict will arise. Although York Factory is not a direct party to the proceedings, it is represented by a member of our firm.

Over the last few weeks, attempts have been made by MKO to resolve the concerns surrounding the issue, but those attempts were unsuccessful. Therefore, regrettably I have been compelled to withdraw as counsel for MKO. As a result, MKO will proceed without legal counsel. I regret any difficulty this presents to the Board and MKO.

Yours truly,

D'ARCY & DEACON LLP

Per:



BRIAN J. MERONEK Q.C.

BJM / mp

cc. client

cc. Intervenors

BRANCH OFFICE - CALGARY