

Thank you for your email regarding the ongoing review of the Trans Mountain Expansion Project. While I note that your letter of concern was directed to the Ministers of several federal departments, I thought I would provide you with some insight into our review of the Trans Mountain Expansion Project. You have brought up a number of questions regarding this process and I hope you find the information below helpful.

We received applications from more than 2,100 groups, companies, and individuals to participate in the Trans Mountain Expansion Project hearing as either an intervenor or a commenter. Of these applications, 400 were offered the opportunity to participate as intervenors and a further 1,250 as commenters. In September 2014, we held an additional application to participate process for those who may be affected by Trans Mountain's new preferred corridor through Burnaby Mountain. As a result of that process, four new intervenors and 29 new commenters became participants in the hearing. There are more intervenors in this hearing than in any other in the NEB's history.

The Board reviews applications to participate on a case-by-case basis. If a person applied for, and was denied intervenor status, the Board may have considered it more appropriate for them to participate by writing a letter of comment. As with all of our decisions on hearing participation, we do provide reasons which are available on our website. You can find them [here](#):

We understand that some participants would like oral cross-examination to be included in this hearing. The purpose of a hearing is to gather facts and information about a project and then test that information. We have a considerable amount of flexibility in how we do this. In the past, we have held hearings that did not include oral cross-examination. The Trans Mountain Expansion Project hearing includes the opportunity to file evidence, two rounds of written questions, four hearings to gather oral Aboriginal traditional evidence, and the option of presenting written argument and oral summary argument. By the time this review wraps up next year, we will have spent more than two years listening to the views of Canadians. This review will be no less rigorous and thorough than any other NEB hearing.

Other participants in the hearing filed motions with the National Energy Board asking that we include oral cross-examination in this review. In response, we provided reasons why we have set up the hearing in the way that we did. You can see these reasons on [our website](#):

You also asked about the first round of information requests from intervenors in this hearing to Trans Mountain. Out of 400 intervenors, 122 submitted 10,000 questions to Trans Mountain. Approximately 80 per cent of those questions were answered to the apparent satisfaction of those who asked. Fifty intervenors said they were not satisfied with some of the responses they received. These totaled about 2,000 questions. In about 110 cases, we agreed that Trans Mountain could have done a better job of answering and we directed them to do so. Of the remaining questions, we found that 490 of them were appropriate, but premature and should be asked later in the hearing process. You can see our full list of reasons as to why we did not compel Trans Mountain to provide a better response to certain questions [on our website](#).

In particular, there has been confusion around the 78 information requests submitted to the company by the Province of British Columbia. The province then filed a motion asking us to compel a full and

21(1)(a)

21(1)(b)

adequate response to only 36 of their questions. While we did not direct Trans Mountain to do so, we agreed that many of the province's questions were appropriate, but were seeking information that was not currently available, but would be available at a later date. Further to this, a November 3<sup>rd</sup> [Metro Vancouver article](#) states: "Most of the outstanding questions have now been answered, the ministry confirmed in a statement."

I hope you find this information useful.

Kind regards,

XXX

**From:** [Jess Dunford](#)  
**To:** [Secretary](#)  
**Cc:** [DL Operations Compliance Officers](#); [Efile Pipeline Matters - Enbridge](#); [DL Data Management and Analysis](#); [Adrian Luhowy](#)  
**Subject:** RE: Funding of Green Energy/Pipelines & Donuts.  
**Date:** Monday, June 08, 2015 10:00:41 AM

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Thanks for this.

This letter is not directed to the NEB. The NEB is cc'ed only, as such it is unnecessary to post on Livelink.

I have spoken with Adrian and confirmed that this is consistent with our usual approach and that the filing is not part of Line 9B compliance processes.

**Jess Dunford**

Director, Applications  
National Energy Board  
517 – 10<sup>th</sup> Avenue SW, Calgary AB T2R 0A8

1.800.899.1265  
Direct: 403.299.3680  
Cell/Text: 403.472.6280  
Email: [jess.dunford@neb-one.gc.ca](mailto:jess.dunford@neb-one.gc.ca)

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**From:** Secretary  
**Sent:** June 08, 2015 8:54 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Funding of Green Energy/Pipelines & Donuts.

OF-Fac-Oil-E101-2012-10 05

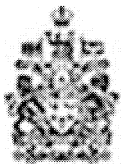
**Susan Abuid**

Records Classifier | Classificateur de dossiers  
Information Management and Technology | Gestion de l'information et de la technologie  
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National  
Energy Board

Office national  
de l'énergie

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**From:** Louissette Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Saturday, June 06, 2015 4:53 PM

**To:** Prime Minister/Premier Ministre; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Tom Mulcair; Elizabeth May; DionStéphane [NCR]; [leona.aglukkaq@parl.gc.ca](mailto:leona.aglukkaq@parl.gc.ca); [premier@ontario.ca](mailto:premier@ontario.ca); Office PREM:EX  
OfficeofthePremier; Secretary; Greg Rickford; Bob Chiarelli MPP (Constituency Office); MP Peter Braid (Kitchener-Waterloo); Gg Info; [inquiries@asc.ca](mailto:inquiries@asc.ca); [inquiries@osc.gov.on.ca](mailto:inquiries@osc.gov.on.ca); [inquiries@bcsc.bc.ca](mailto:inquiries@bcsc.bc.ca); Bccla Info

**Subject:** Funding of Green Energy/Pipelines & Donuts.

Dear Hon. Prime Minister, his Excellency the Right and Hon. David Johnson and Hon. Ministers

Today CBC released a news story stating that it was hard to invest in Green Energy without investing in Big Oil companies.

<http://www.cbc.ca/news/canada/calgary/difficult-to-invest-in-green-energy-in-canada-without-big-oil-1.3100233>

This makes me worried about the sale of Hydro One. Will that go to funding more fossil fuel expansions? Can the public have clarity on this issue please?

In response I would like to relay the following information because I know Line 9 is being funded in part, by green energy investment monies.

The reason I found that was because oil dropped 60% the 3rd quarter of 2014 and yet Enbridge Inc. 2014 fiscal report declared a profit in spite of falling oil values and in spite of the delayed opening of Line 9. There was no rational way they could not have taken a loss so clearly they must have found money somewhere else. So I started following the money.

On the SEDAR website <http://sedar.com> I did a name search for both Enbridge Inc and Enbridge Investments Holdings Inc and found they transferred over 1.5 billion in funds from the Investment company to support Enbridge Inc. who is in charge of the Line 9 project. Money was flowing from Sept to Jan 2014.

Enbridge Inc. builds pipelines like Line 9. There is a separate company called Enbridge Investments Holding Inc. This other company has 400 megawatts of renewable and alternative power generation capacity as noted on their website: <http://www.enbridgeincomefund.com>

The International Consortium of Investigative Journalism search on Enbridge Investments Holdings Inc. shows how that firm is strongly sponsored with offshore oil investments in Hong Kong and Asia. In other words: Not subject to Canadian taxes. <https://offshoreleaks.icij.org/>

I spoke with the Alberta Security Exchange commission and confirmed that Enbridge Inc. and Enbridge Investment Holdings Inc. are indeed: TWO separate companies.

I mentioned how the NEB Act has laws about mergers and acquisitions and how they must be notified if there are mergers or acquisitions.

- 74. (1) A company shall not, without the leave of the Board,
  - (a) sell, transfer or lease to any person its pipeline, in whole or in part;



- (b) purchase or lease any pipeline from any person;
- (c) enter into an agreement for amalgamation with any other company; or
- (d) abandon the operation of a pipeline.

Definition of "pipeline" and "company"

On Enbridge's website it states:

- Enbridge Inc. announced plans to transfer the majority of its Canadian Liquids Pipelines business and certain Canadian renewable energy assets to Enbridge Income Fund. It is also reviewing a potential transfer of its directly held United States liquids pipelines assets to Enbridge Energy Partners, L.P.
- **Enbridge Inc. transferred natural gas and diluent pipeline interests to Enbridge Income Fund for proceeds of \$1.8 billion** and finalized the transfer of the United States portion of Alberta Clipper Pipeline to Enbridge Energy Partners, L.P. for aggregate consideration of US\$1 billion

The link is here: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1922003>

**IS THERE ANY PAPERWORK TO SHOW THAT THE NEB APPROVED THE TRANSFER OF THESE PIPELINES? Please respond in writing.**

**I would like to request a copy of this related paperwork if it does exist. If not I want to be informed of that too...in writing.**

Economist Robyn Allen flagged similar issues with the Kinder Morgan pipeline project. How they moved funds from one company to the other ILLEGALLY.

<http://thetyee.ca/News/2014/11/24/Kinder-Morgan-Breaking-Law-Economist-Alleges/>

She backed out of both Kinder Morgan Hearings and Northern Gateway over concerns of corruption.

<https://dogwoodinitiative.org/blog/robyn-allan-withdraws>

The issues she spoke on regarding the Kinder Morgan Hearings are the similar to the ones I personally observed as a delegate at BOTH Line 9 hearings. It was a kangaroo court process in my view. The EA for Line 9 was limited in scope to the area of the pumping stations only with everything off site deemed out of scope. Engineering concerns, structural integrity issues and even Enbridge's own data was ignored and deemed irrelevant when we referenced it to flag structural issues of the pipe off site.

The hearing process did not allow any chance to cross examine engineers. and it was specifically designed that way by the NEB as my documents show in the attachments, prove. I secured this with Freedom of Information and the lack of cross exam was clearly deemed a success by NEB staff.

The hearing was like a bad puppet show. We sat there, and spoke but but concerns were never addressed. There was no meaningful attempt to facilitate dialogue, resolutions or concessions during the hearing process. Our specific questions were not reasonably answered. It was as if the responses came from a badly trained marketing team with no bona fide experience. I still have my response. They refused to answer simple questions like: How much is Line 9 insured for?

The staff at the Alberta Securities Exchange encouraged me to contact the National Energy Board and share my concerns. I did that and requested a written response on these concerns. I sent the email directly to their secretary and board members. There is no plausible deniability on their end. The emails I provided to them are below for your reference. I am still waiting for a reply.

This morning I read the following article in the National Observer titled: the Dominion of Enbridge

Bullies Timmy's

<http://www.nationalobserver.com/2015/06/06/opinion/dominion-enbridge-bullies-timmys>

This article clearly shows how Federal Tory Ministers actually twittered support for the need of Enbridge commercials at Tim Horton's restaurants by initiating #BoycottTim's on Twitter on June 4th, 2015.

<http://www.nationalobserver.com/2015/06/06/opinion/dominion-enbridge-bullies-timmys>

The implications of having federally elected officials using social media to push the virtues of Enbridge commercials at Tim Hortons to the Canadian public is preposterous, unreasonable and outrageously biased! The timing of the Twitter feeds is on record and Federal Ministers Poilievre, Rempel, Kenney either twittered directly from their seats in the House of Commons or were too busy to attend the 10am sitting.

**Were Tory Ministers Poilievre, Rempel, Kennedy in the House of Commons when they twittered these messages?**

**Please respond in writing to me, to clarify where they were at the time of writing these messages.**

Our government acts as regulator, promoter and enforcement agency for Natural Resources and via the Omnibus bill, Mr. Harper allowed these elected officials, to have VETO power over NEB decisions, including projects involving Enbridge. The implications of such matters should not be taken lightly.

I fail to see how this current government can reasonably maintain public confidence towards the NEB or the Federal Government when there is such compelling evidence to prove corporate bias on the part of these particular Ministers.

**How will Mr. Harper address the issue of Federal Tory Ministers initiating and supporting a PUBLIC BOYCOTT against privately owned Tim Horton's Restaurants in order to support commercials that endorse privately owned Enbridge?**

**Why did this take place during their work hours using their WORK TWITTER ID's rather than private social media accounts? For example, Mr. Poilievre's twitter ID details reads:**

[@PierrePoilievre](#)

MP for Nepean-Carleton, Canada's Minister of Employment & Social Development, Minister for Democratic Reform, and Minister responsible for the NC.

He clearly identifies himself as a Canadian Minister in his Twitter account ID. He participated and promoted a BOYCOTT without endorsement by the government for his actions. **What are the consequences for such behaviours? Are there any?**

Please provide the written responses in a timely manner. The letters I have sent previously to the NEB are below for your reference.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Louise Lantaigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**To:** "secretary@neb-one.gc.ca" <[secretary@neb-one.gc.ca](mailto:secretary@neb-one.gc.ca)>  
**Sent:** Friday, February 20, 2015 4:50 PM  
**Subject:** Offshore oil schemes linked to Line 9

Hello

One more fact I would like to relay to the Board of Directors.

The International Consortium of Investigating Journalists have an online search engine to investigate if companies are involved with offshore banking schemes. The search engine was published in reports by the Canadian Media including CTV news. I use it as a reference when the need is there

Please encourage the National Energy Board to visit the website at <https://offshoreleaks.icij.org/search>

Do a search on the term Enbridge Investment Funds Holding Inc. because they are currently providing funds to Enbridge Inc. as proven in the Sedar.com documents I spoke of earlier today because according to this website, the company is involved with extensive offshore banking schemes mainly linked to Asian investors. I implore that the NEB carefully review this data and take it seriously.

I have called the Alberta Securities Commissioner and notified them of this as well.

Again I request a confirmation that you received this email as well as a written response on how these concerns will be addressed.

Yours in good faith,

Louise Lantaigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

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**From:** Louise Lantaigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**To:** "secretary@neb-one.gc.ca" <[secretary@neb-one.gc.ca](mailto:secretary@neb-one.gc.ca)>

**Sent:** Friday, February 20, 2015 3:44 PM

**Subject:** Regarding Enbridge Inc./ Enbridge Income Fund Holdings Inc. Aquisitions

Hello

Please relay this to the NEB Board of Directors on my behalf.

Today I was reviewing media reports about Enbridge Inc. Q4 numbers and it seemed odd that they made a profit bucking industry trends regarding the impacts of a 50-60% drop in oil prices.

I started looking at their fiscal data and found several interesting things. First off is this statement on popular investment site the the Motley Fool which reads:

*Investors should note that the profit as sanctioned by the auditors and calculated according to generally accepted accounting standards, amounted to \$1.15 billion which was 37% less than the "adjusted" profit as estimated by company management. The adjustments mainly reflect a net \$320 million mark to market loss on derivative transaction mostly used for hedging purposes. While this is an uncomfortable large adjustment, a small consolation is that it less than half the adjustment made in 2013.*

<http://www.fool.ca/2015/02/20/enbridge-inc-the-risks-are-rising/>

Looking into the matter deeper, I found published reports that confirms Enbridge restructured it's Canadian Assets in December 2014 (which would impact 4Q results) basically moving funds between Enbridge Inc. and Enbridge Income Fund Holdings.

<http://www.theglobeandmail.com/report-on-business/industry-news/energy-and-resources/enbridge-shares-surge-to-new-high-after-drop-down-restructuring/article21962498/>

<http://www.bloomberg.com/news/articles/2014-12-04/enbridge-surges-after-asset-shift-dividend-boost>

I recalled this news article regarding how economist Robyn Allen has concerns regarding Kinder Morgan's shifting of funds from company to company without NEB approval. Here is that link:

<http://thetyee.ca/News/2014/11/24/Kinder-Morgan-Breaking-Law-Economist-Alleges/>

As I undestand it, NEB must authorize activities regarding merger and/or acquisitions in order to comply with the NEB Act section 74

- 74. (1) A company shall not, without the leave of the Board,
- (a) sell, transfer or lease to any person its pipeline, in whole or in part;

- (b) purchase or lease any pipeline from any person;
- (c) enter into an agreement for amalgamation with any other company; or
- (d) abandon the operation of a pipeline.
- 
- I personally called the Ontario Securities Commission and the Alberta Securities Commission about the fact that Enbridge Inc. and Enbridge Investment Funds Holding appear to be moving lots of money rather frequently. I also stated that as a delegate of the Line 9 hearings I follow procedural documents with frequency and to date I have not seen any reference documents about these transactions or the intent to merge funds between Enbridge Inc and Enbridge Investment Funds Holdings Inc. in spite of released press reports noting the intent to merge.
- 

The Ontario Securities Commission encouraged me to visit Sedar.com website and see if there's further data there. I did find evidence of several material exchanges / acquisitions between the two companies right up to the last Q4. In the attachments I have some examples for you. This is not an exhaustive list but it certainly indicates why their Q4 reports are producing the numbers seen today. The representative I spoke with at the Ontario Securities Exchange advised me to call the Alberta Securities Commission at 1-877-355-0585 which I did.

The person I spoke with at the Alberta Securities Commission informed me that Enbridge Inc. and Enbridge Investment Fund Holdings Inc. are indeed two separate companies with separate numbers, separate contact etc.

Moving funds between the two companies must follow the legal protocols of any corporate partnership and should not be done lightly. He encouraged me to inform the NEB about my observations right away.

In light of these concerns I formally request a written response from the National Energy Board to confirm the fact that this email was received and that it will be shared with board officials. I would like in writing how they intend to address these issues.

I look forward to your reply.

Thank you kindly for your time.

Louissette Lanteigne

700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

21(1)(a)

**From:** [Whitney Punchak](#)  
**To:** [Stacey Squires](#)  
**Subject:** RE: Who watches the watchers? - Waterloo Chronicle  
**Date:** Wednesday, November 26, 2014 1:05:18 PM

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21(1)(b)

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**From:** Stacey Squires  
**Sent:** November-26-14 10:32 AM  
**To:** Whitney Punchak  
**Subject:** FW: Who watches the watchers? - Waterloo Chronicle

FYI

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**Feed:** "National Energy Board" -China - Google News  
**Posted on:** November 26, 2014 9:13 AM  
**Author:** "National Energy Board" -China - Google News  
**Subject:** Who watches the watchers? - Waterloo Chronicle



**Who watches the watchers?**

Waterloo Chronicle

A Waterloo woman says the **National Energy Board** (NEB) is spending more time scrutinizing her than the oil pipeline they're tasked with approving. Louise Lantaigne, a self-proclaimed house wife who works part-time at a local coffee shop, is concerned ...

[Waterloo  
Chronicle](#)

[View article...](#)

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**is a duplicate**



## Iain Colquhoun

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**From:** Iain Colquhoun  
**Sent:** August-24-13 6:58 PM  
**To:** Erin Dottor  
**Subject:** Re: Media Monitoring - Alberta Pipeline Review Report 2013 08 24

:)

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**From:** Erin Dottor  
**Sent:** Saturday, August 24, 2013 06:49 PM  
**To:** Iain Colquhoun  
**Subject:** Re: Media Monitoring - Alberta Pipeline Review Report 2013 08 24

Haha nope!

Media report is for your reading enjoyment only! Have a good eveningm

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**From:** Iain Colquhoun  
**Sent:** Saturday, August 24, 2013 06:34 PM  
**To:** Erin Dottor  
**Subject:** Re: Media Monitoring - Alberta Pipeline Review Report 2013 08 24

Currently drinking. Anything I desperately need to read this evening?

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**From:** Erin Dottor  
**Sent:** Saturday, August 24, 2013 06:30 PM  
**To:** DL SLG; Patrick Smyth; Stacey Squires; Iain Colquhoun; Paul Lackhoff; mrs.squi@shaw.ca <mrs.squi@shaw.ca>  
**Subject:** Media Monitoring - Alberta Pipeline Review Report 2013 08 24

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<u>Bergg69 @Bergg69 9h - "AB safety review criticized" <a href="http://bit.ly/14OT0Wt">http://bit.ly/14OT0Wt</a> Enforcement abt 1% of violations: <a href="http://bit.ly/14OT0Wx">http://bit.ly/14OT0Wx</a> #cdnpoli #cpc.....</u>	12

## **Ewart: What took pipeline safety report so long?**

By Stephen Ewart, Calgary Herald columnist

Anyone expecting a call for an overhaul of pipeline safety in Alberta following a series of high-profile oil spills will have been underwhelmed by the muchanticipated review released by the province on Friday.

In fact, the report by Group 10 Engineering concluded "Alberta provides the most thorough regulatory regime" for oversight of the pipeline industry in Canada and recommended other jurisdictions harmonize their regulations to be consistent with Alberta.

However, due to the specific parameters of its mandate from the provincial government, the Calgary-based firm did not examine any of the spills that prompted the review, nor did it look at enforcement of rules by the regulator or hear from detractors of the industry.

The response was immediate and predictable. "How many of the 54 groups that pushed for Alberta pipeline report were consulted before its release? Zero," tweeted Mike Hudema of Greenpeace Canada.

Critics complained the now months-old report lacked substance.

Concluding there's no single solution to resolve pipeline ruptures, Group 10 noted regulatory oversight is typically strengthened by evolution not revolution.

To a certain extent, the Alberta government and Energy Minister Ken Hughes laid the groundwork for much of the criticism of the 53-page technical report because they waited five months after receiving it from the regulator before releasing it.

The regulator - then the Energy Resources and Conservation Board but as of June the Alberta Energy Regulator - received the report from Group 10 on Dec. 7. It provided a 17-page assessment of the 17 recommendations and delivered them to Hughes in March.

In the interim, impatience with the delay and speculation about the report increased.

Ultimately, there was nothing that could not have been revealed months earlier.

The review found there were areas for improvement with consistency of regulations and standardized methodology to maintenance protocols as well as public communications about spills. It also reiterated concerns over the risk of pipelines sited under waterways.

One of the priorities is to define what constitutes a body of water - seriously.

They've been regulating oil and gas development in Alberta for 75 years, there is 400,000 kilometres of pipelines in the province that cross under tens of thousands of water courses that swell each spring with snow melt and rain and yet they can't define one of the industry's "high-risk, high-consequence" geographical challenges. It would seem to confirm there are still a lot of unknowns about pipeline safety.

The AER paid \$455,000 for the "independent" review (the emphasis added by the Alberta government in its news release) that Hughes said "assures Albertans we have a safe system."

The public has 45 days to comment on the report, its recommendations or Hughes' assessment.

Of course, what did people expect it would conclude? When the pipeline industry can boast that 99.9998 per cent of the crude oil and natural gas - and Canada is among the world's biggest producers of both commodities - that is transported across the country is delivered safely, there's little need to overhaul the entire pipeline network.

But the 0.0002 per cent is a big deal.

And regardless of the advances in technology, safety performance and various "target zero" campaigns by companies and regulators, pipeline ruptures aren't going away.

"Unfortunately, there will be spills," said Theo Abels, a principal at Group 10 Engineering, adding he's confident in the overall safety of Alberta's pipeline system.

The impressive safety statistics aside, Albertans know very well there will be spills.

Opposition politicians, rural landowners and environmental groups pushed the province to investigate pipeline safety following several spills in 2012.

Hughes announced the thirdparty review last July after three high-profile oil spills, including the leak of up to 3,000 barrels of sour crude oil by Plains Midstream Canada last June into the Red Deer River system. This spring about 60,000 barrels of oily wastewater leaked in northern Alberta from a pipeline owned by Apache Canada.

"We really need an assessment of the real-world performance,"

Jennifer Grant of The Pembina Institute told The Canadian Press on Friday.

Hughes cautioned it's the role of the newly establish AER - he blamed the transition to the new regulator for the delays in releasing the report - to investigate pipeline spills. He said Group 10 was asked to assess the appropriateness of regulatory regime to oversee oil and gas development but not enforcement of penalties.

He made the point companies have enhanced safety procedures but put the onus on the industry to improve performance.

"There's no question our reputation is on the line every single day," Hughes said. "I've conveyed that to industry regularly, both the oil and gas industry and the pipeline industry ... (if) companies do not comply, they will find Alberta to be a very difficult place in which to do business."

The AER will update Hughes on its progress implementing the recommendations next March.

To help performance and improve communications, Hughes shouldn't wait five months to make that status report public.

## **Alberta Pipeline Safety Review Criticized Widely For Missing The Mark**

A long awaited report on pipeline safety commissioned by the Alberta government has taken an overall positive view of the province's regulations.

But the study released Friday was quickly dismissed by critics as lacking in substance as it neither examined the effectiveness of enforcement nor drew lessons from specific spills in recent years.

The review, conducted by Group 10 Engineering, looked at rules around pipeline integrity, the safety of pipelines crossing water and spill response.

Among its 17 recommendations, Group 10 said regulations concerning pipelines near water need to be more consistent and clear — including a definition of what actually constitutes a water body.

It also urged more harmonization between government agencies both within Alberta and outside it.

But in general, Group 10 said Alberta's current regulations are strong and compare favourably with other jurisdictions it looked at.

"I'm pleased to say that the study has confirmed that Alberta leads in pipeline safety and has the most thorough overall regulatory regime of all assessed jurisdictions," Energy Minister Ken Hughes said at a news conference.

As for the question of enforcement, Hughes said the Alberta Energy Regulator — formerly the Energy Resources Conservation Board — does a good job already.

"If pipeline companies do not comply, they will find Alberta to be a very difficult place in which to do business."

Theo Abels, a principal at Group 10, said the report wasn't meant to delve into the question of whether enforcement is up to snuff.

Industry players were consulted in the creation of the report, but not environmental organizations and other public interest groups. Members of the public will, however, have the chance to give their views online during a 45-day comment period.

"I did not believe that approaching public organizations would contribute technically to the improvement of pipeline safety and I stand corrected on that one if that's not the case," said Abels.

Hughes announced the review more than a year ago following a spate of spills.

Group 10 submitted its work to Hughes last December, and the regulator submitted its response in March. For months, opposition politicians and other critics have been urging Hughes to make the results of the study public.

Jennifer Grant, with the Pembina Institute, an environmental think-tank, said the review looks at regulations "on paper only."

"It's premature for the minister to say Alberta's a leader in pipeline safety without an evaluation of the data on the rate of incidents, compliance, enforcement, penalties, those sorts of things," she said.

"We really need an assessment of the real-world performance to really understand to what extent Alberta is regulating this industry and where it can improve. This report falls short on that."

Another report earlier this year, authored by biologist and environmental consultant Kevin Timoney and Peter Lee of Global Forest Watch, said fewer than one per cent of likely environmental infractions have led to any enforcement action.

Greenpeace campaigner Mike Hudema said the report did little to shed light on the state of Alberta's pipelines.

"Unfortunately, given the closed door nature of the process, none of the 54 groups that pushed for the report were consulted on it and the report didn't look at actual pipeline incidents or the province's poor enforcement record," he said.

"This review is too limited in scope and won't do much to solve the province's mounting pipeline problems."

Opposition politicians were also quick to criticize the report.

"It seems like there's a whole bunch of feathers, not a lot of chicken there," said Liberal MLA Kent Hehr.

"And by that I mean is we have 17 recommendations that have been given to the government that I don't think go far enough in analyzing our pipeline safety in this province."

Rachel Notley, environment critic with Alberta's New Democrats, renewed calls for the province's auditor general to conduct an unbiased review of pipeline safety.

"The huge gap in the report is its failure to evaluate how well the regulator enforces its own regulations," said Notley.

"They can have all they want on paper, but if it's never properly enforced, it's meaningless to Albertans when they wake up to find a pool of oil in their backyard. Alison Redford's government cannot be trusted to stand up for the health and safety of Alberta families when it comes to their friends and funders in the energy industry."

Jason Hale, energy critic for the opposition Wildrose party, said a lot of the recommendations were "common sense" ideas that industry players would likely have thought of anyway.

"I'm not sure that we needed a year to come up with those recommendations," he said.

The Alberta government commissioned the report last summer after a string of oil spills, including a 475,000-litre leak from a Plains Midstream Canada pipeline in Central Alberta in June 2012.

A pipeline owned by the same company spilled 4.5 million litres of oil in northwestern Alberta in April 2011. Earlier this year, the province slapped Plains with environmental charges in relation to that event.

And the pipeline spills continued in the spring of this year. An estimated 9.5 million litres of waste water leaked in northwestern Alberta from a pipeline owned by U.S. company Apache Corp.

As well, a Penn West (TSX:PWT) pipeline spilled 5,000 litres of crude and up to 600,000 litres of wastewater. And an Enbridge Inc. (TSX:ENB) pipeline near Fort McMurray, Alta., spilled about 200,000 litres.

Alberta has been pushing for new pipelines to be built in order to expand the market reach of the province's crude, such as TransCanada Corp.'s (TSX:TRP) Keystone XL pipeline in the United States and Enbridge Inc.'s Northern Gateway pipeline to the West Coast.

With environmental opposition threatening those controversial proposals, the province, the federal government and industry players have been seeking to assure the public that crude can be transported safely through pipelines.

## **Pipeline, oil safety top agenda - Ministers meeting in Yellowknife**

By Jason Fekete, Postmedia News

Canada's energy and mines ministers gather this weekend at a "pivotal" time for the natural resources sector and Canadian economy, looking to find common ground on a series of issues including the TransCanada west-east pipeline project and safe transport of petroleum products.

Federal Natural Resources Minister Joe Oliver will join his provincial and territorial counterparts in Yellowknife, N.W.T., on the weekend and early next week for their annual meeting, at a time the energy and mining sectors face significant challenges around earning social licence, but also enormous opportunity to capitalize on the country's resource bounty.

Oliver, who will chair the meetings from Sunday to Tuesday, said he expects ministers will discuss regulatory reform, infrastructure development, energy innovation technologies, as well as mandatory reporting for Canadian extractive companies.

Top of mind for many ministers is TransCanada's Energy East pipeline project that would ship western Canadian oil - including oilsands crude - from Alberta eastward to refineries in Quebec and Atlantic Canada. The pipeline would terminate at the deepwater port and Irving Oil refinery in Saint John, N.B. - the largest refinery in the country - where the product could be exported to foreign markets.

The ministers are expected to review a new Senate committee report that urges the government to improve safety standards for transporting hazardous goods, following some recent pipeline spills and the Lac-Mégantic rail disaster.

They'll also likely discuss a report released Friday by the Alberta government that said pipeline safety regulations in that province, while among the best in Canada, are inadequate when oil-bearing lines get close to rivers and creeks.

"Cana-da faces a pivotal moment in natural resource market diversification and infrastructure development, and the imperative of creating the conditions necessary to capture that responsibility," Oliver said in an interview with Postmedia News. "Collaboration at all levels and in the provinces and between the federal government and the provinces and territories is crucial."

The federal government and a number of provinces, including Alberta and New Brunswick, support a pan-Canadian pipeline to get oil and gas to new markets.

However, the Ontario and Quebec governments are raising some safety and environmental concerns with the Energy East project, and want to know how their provinces will benefit economically from it.

The Ontario Liberal government is expected to intervene in regulatory hearings on the project to ensure the company addresses environmental and safety concerns. Ontario Energy Minister Bob Chiarelli said in a statement that "dialogue between all levels of government, stakeholders and the public on energy and mining matters is more important than ever."

The 1.1-million-barrels-per-day project would transport crude oil from Alberta and Saskatchewan to refineries in Quebec and New Brunswick.

Under the \$12-billion plan, TransCanada will convert approximately 3,000 kilometres of existing natural gas pipeline and construct an additional 1,400 kilometres to the refinery and a new deepwater marine terminal in Saint John.

Concerns, however, have been raised about the safety of shipping oilsands crude such a far distance through aging pipelines.

Alberta Energy Minister Ken Hughes said he'll share the results of the province's pipeline review with other ministers so the industry and all jurisdictions can improve their safety performance and reduce the risk of incidents.

Indeed, the potential risks of transporting petroleum products, including by rail and pipeline, is garnering greater attention following the Lac-Mégantic disaster and the Senate committee report released this week on transportation of hazardous goods such as petroleum products.

## **Alberta pipeline review recommendations already being implemented according to Energy Minister**

Saturday, August 24, 2013 - 11:57 AM  
By Sara Buchan  
Grande Prairie

The provincial government has released its review of pipelines in Alberta, saying some of the 17 recommendations in the report have already being implemented.

The review was ordered nearly a year ago in response to a series of significant oil spills in Alberta including a major spill into the Red Deer river.

Energy Minister Ken Hughes says the recommendations in the review, and the steps the government is taking, are all parts of a greater plan to make Alberta's pipeline safety model "world class."

"Enforcement approach of the Alberta Energy Regulator, the combination of the environmental objectives, environmental regulatory function with the energy regulatory function. Life is incremental and this is one important step."

Critics say the report does not address spills or the enforcement of standards for pipeline operators.

Hughes says enforcement is the day-to-day job of the recently-created Alberta Energy Regulator and he's pleased with the work the AER is doing.

## **Alberta pipeline safety review does not examine pipeline incidents or enforcement record**

**By Leslie Young**

A long-delayed review into pipeline safety in Alberta made some recommendations into improving pipeline regulations in the province, but failed to examine a single pipeline incident.

The report, written by Group 10 Engineering, was originally announced by Energy Minister Ken Hughes in July 2012, after a number of major spills in the province, including a leak of over 3,000 barrels of crude oil into the Red Deer River.

However, the final report, begun in September 2012 and made public nearly a year later in August 2013, did not examine any pipeline incidents or their management, focusing instead on comparing Alberta's regulations to those in other jurisdictions, and interviewing regulatory bodies and industry representatives about areas they think need improvement.

"Enforcement of regulations was not part of the scope of this project," said Theo Abels from Group 10, one of the report's authors. "It was an assessment of the regulations themselves." Abels said that after his assessment, he has confidence in Alberta's pipeline system.

"You can't really determine whether something is safe without assessing enforcement and compliance with regulations," said Jennifer Grant, the oil sands program director for the Pembina Institute, an environmental advocacy group which focuses on energy policy.

When asked why the report did not include a discussion of enforcement, Energy Minister Ken Hughes said, "That's the role on a day to day basis of the regulator."

"I'm very proud of the work that the Alberta Energy Regulator is doing," he said.

According to a Global News investigation, there have been on average two crude oil spills every day in Alberta since 1975. Pipelines are the largest source of all spills, accounting for 47 per cent of spills over that time period. Canadian energy regulators, including Alberta's, rely on industry reporting of oil spills, and investigations into several incidents over the past few years have indicated that reporting is not always timely.

For example, a 2011 break on a Plains Midstream pipeline leaked more than 28,000 barrels of crude oil into muskeg in Northern Alberta before the pipeline was shut down. It took nearly 14 hours for the company to report to the energy regulator.

In December 2011, a report from the federal environment commissioner slammed the National Energy Board for not adequately enforcing its rules. When inspectors found deficiencies, 93 per cent of the time they never followed up to see whether they were corrected.

#### **Related: Crude Awakening – A Global News investigation into Alberta oil spills**

Overall, the report found that Alberta "provides the most thorough overall regulatory regime of all the assessed Canadian jurisdictions." However, it found that regulations were not consistent across jurisdictions and made some recommendations to address this issue.

"The recommendations appear to be important next steps in improving an aging and growing pipeline system," said Grant. "They also highlight a number of key gaps."

In particular, she says that recommendations on ensuring proper staffing at the regulator and managing pipelines around water bodies are very important.

The report devoted significant attention to pipelines which cross water bodies. It recommends that depth of cover determinations be completed on a regular basis for high-risk water crossings, to make sure that pipelines that cross water bodies remain adequately buried. It also recommends that companies be required to have processes for identifying and mitigating the risk of pipelines near water bodies and other high-risk areas.

Abels was not able to say how many water body crossings there were in Alberta. "It would take a long time to count," he said.



The report also mentions that, “production pipelines are unique in that they are the only component of oil and gas production systems, from formation to sales valve, where there are no specified minimum frequencies and requirements for inspection, or testing to confirm their integrity.”

The AER stated in a press briefing that it is not possible to prescribe requirements for production pipelines due to the variety of materials they carry, different sizes and the different environments they cross. AER estimates that there are about 350,000 km of production pipelines in the province, or about 87.5 per cent of the total pipelines under its jurisdiction.

The ERCB (now the Alberta Energy Regulator), in its official response, stated that it accepts the report’s 17 recommendations.

One of the organizations originally calling for the pipeline review, environmental group Greenpeace, is not happy that it was not consulted in this report, for which researchers spoke only to industry representatives and regulatory bodies.

“How many of the 54 groups that pushed for Alberta pipeline report were consulted before its release? Zero,” tweeted Greenpeace Canada Climate and Energy Campaigner Mike Hudema on Friday before the report’s release.

Alberta NDP Environment Critic Rachel Notley says the report was supposed to reassure Albertans that the province’s pipeline system is safe.

“The report doesn’t do that. It doesn’t ask the right questions.”

“The fact of the matter is is that we cannot comment on the safety of our pipeline integrity if the report doesn’t comment on how well we monitor and how well we enforce our regulations.”

University of Alberta energy expert Richard Dixon says that fact will do little to inspire confidence for those deciding on pipelines like Keystone.

“It’s not just a question of being trustworthy. It’s a question and a perception of ‘are we doing what we say we will do?’” Dixon explained.

“The purpose of the report was to understand the present status of pipeline safety and how to improve it,” said Abels. “I did not believe that approaching public organizations would contribute to the technical improvement of pipeline safety.”

Alberta Energy has posted the pipeline review on its website, and is inviting the public to comment on the report’s findings for a 45-day period.

“Providing 45 days for Albertans to comment when the Minister had roughly eight months to read the same report is definitely too narrow a time frame,” said Grant.

“If people think that there are weaknesses in what has been put forward, if people think that more should be done in specific areas, I’m all ears,” said Hughes.

## **Alberta has best regulated pipelines in Canada – engineering review panel**

**Ana Komnienic | August 24, 2013**

Just short of a year after the government of Alberta tasked Group 10 Engineering with independently reviewing the province’s pipeline safety, the results are in: Alberta has the “most thorough overall regulatory regime of all the assessed Canadian jurisdictions.”

Not bad, Alberta.

As Canada's oil and gas epicentre, Alberta has developed a "very mature" and "well established" industry, the report stated. The panel praised Albertans for their "complete" approach to reporting spills and compiling incident statistics.

The engineers also had something to say Canada as a whole: Harmonize your regulatory and reporting requirements. Also, see what Alberta is doing.

The panel noted inconsistencies and lack of clarity between provincial and federal guidelines and definitions – particularly when it came to defining a body of water.

With no clear understanding of what is and what isn't a body of water, companies may not be properly mitigating risks that come with operating near them.

The review also recommended all of Canada adopt Alberta's 'Call Before You Dig' safety and damage-control law which requires companies to call owners of buried facilities before they start digging.

When it comes to reporting spills and accidents, Alberta does quite well, the panel writes. Within the province "all pipeline failures" are recorded. According to an earlier report by Global News, Alberta has had an average of "two crude oil spills a day, every day for the past 37 years."

One major criticism of the review, as reported by CTV News, was the absence of analysis of enforcement- a factor which a Group 10 engineer told CTV was not meant to be included.

Another sticking point is the fact that no environmental and other public interest groups were consulted during the drafting of the report. The public can now voice their concerns during a 45-comment period.

## **Alberta pipeline study criticized for being incomplete**

- Updated  
4:18 pm, August 24th, 2013
- 6:25 pm, August 23rd, 2013

**BILL KAUFMANN | QMI AGENCY**

CALGARY — The province's long awaited report on pipeline safety has been slammed as toothless and incomplete by Alberta's political opposition.

But Alberta Energy Minister Ken Hughes said the study does send a signal to the oilpatch that its best performance is vital in enhancing Alberta's global image.

The \$455,000 document supplies 17 recommendations on how regulations and practises can better ensure fewer pipeline leaks.

But critics like Calgary Buffalo Liberal MLA Kent Hehr said it doesn't examine actual spills in seeking technical ways to avoid them.

"It seems like there's a whole lot of feathers and not a lot of chicken," said Hehr.

"I thought there was going to be an analysis of what's really going on."

He said for decades there's been a daily average of two leak events in the province, and cited an academics' independent study suggesting enforcement has been grossly lax.

"Less than 1% of our pipeline spills have ever received a fine," said Hehr.

But Hughes said the study shows the province's pipelines have a good safety record and that the study will improve on it.

Last year's creation of the Alberta Energy Regulator, he said, heralds a new era of tougher enforcement.

The study was commissioned following a series of high profile oil spills in the province.

Among the report's recommendations are more inspections of energy operations, toughening up waterways protection, harmonize regulations, review safety staffing levels and clearer goals of improving pipeline failure rates.

Greenpeace Canada said the report reveals a lack of regulations and oversight governing pipelines but fails to examine the scope of the spill problem or recommend more government inspectors.

## Social Media

**Bergg69** @Bergg69\_9h - "AB safety review criticized" <http://bit.ly/14OTOWt> Enforcement abt 1% of violations: <http://bit.ly/14OTOWx> #cdnpoli #cpc

**Louissette Lanteigne** @lulex 19h - **Alberta Pipeline report** failed to review pipeline incidents or Alberta's poor enforcement records @billmckibben @350 , <http://www.cbc.ca/news/canada/calgary/story/2013/08/23/calgary-pipeline-safety-alberta.html> ...

**Edmonton CP** @EdmontonCP 20h - **Pipeline safety review** fails to answer key questions, critics say: A promised report into the safety of Alberta's... <http://dlvr.it/3rnj8D>

**Rick Palidwor** @RickPalidwor 23h - @Ethical Oil @ezrelevant Is that the same report that did not look at incidents or enforcement? [http://globalnews.ca/news/798540/alberta-pipeline-safety-review-does-not-examine-pipeline-incidents-or-enforcement-record/?utm\\_source=twitterfeed&utm\\_medium=twitter](http://globalnews.ca/news/798540/alberta-pipeline-safety-review-does-not-examine-pipeline-incidents-or-enforcement-record/?utm_source=twitterfeed&utm_medium=twitter) ...

**CA Business Council** @CABizCouncil 10m - A long-awaited review on pipeline safety commissioned by the #Alberta government has taken an overall positive view <http://buff.ly/1c4KojP>

**HuffPost Alberta** @HuffPostAlberta 1h - Alberta pipeline safety review panned by pretty much everyone <http://huff.to/1f9FYrx>

**Dogwood Initiative** @dogwoodbc 23 Aug - Long delayed #Alberta #pipeline safety review doesn't examine a single pipeline incident <http://bit.ly/18PIYaU> @kenhughesMLA #cdnpoli

**Julie** @Juicexlx 4h - Alberta's Pipeline Safety Review is pile of manure written by BigOil Engineers [http://www.huffingtonpost.ca/2013/08/24/alberta-pipeline-safety-review-panned\\_n\\_3809816.html](http://www.huffingtonpost.ca/2013/08/24/alberta-pipeline-safety-review-panned_n_3809816.html) ... Surprised? Nope. #ABPoli #CDNPoli

**Ilona Biro** @ilona\_biro\_5h - Alberta missed the mark with **pipeline safety review**, which ignored actual **pipeline** incidents.  
<http://huff.to/1f9Btxe> via [@huffpostalberta](#)

**To:** 'Louisette Lanteigne'[butterflybluelu@rogers.com]  
**Cc:** Secretary[Secretary@neb-one.gc.ca]  
**From:** Jean-Denis Charlebois  
**Sent:** Tue 5/5/2015 4:10:31 PM  
**Importance:** Normal  
**Subject:** RE: Procedural question regarding Line 9B hearing  
**MAIL\_RECEIVED:** Tue 5/5/2015 4:10:32 PM

Ms. Lanteigne,

Thank you for your continued interest in NEB matters. The Board held hearings for both Line 9 applications that included written questioning on Enbridge's evidence, in which you participated. After reviewing all the evidence received from the participants and Enbridge, the Board made a decision on Line 9B, with reasons that were released on March 6, 2014 and are available on the Board's website. The issues you raise were considered by the Board when the decision was made. The Board makes process decisions on a case-by-case basis to best consider the applications it receives.

The Board is currently considering Enbridge's leave to open application for Line 9B. When considering whether Leave to Open should be granted, the Board examines in detail whether the pipeline is safe to operate. The Board's decision on leave to open and the reasons for that decision will be made public.

Best regards,

Jean-Denis

**Jean-Denis Charlebois, CFA**

Director | Directeur

Regional Office | Bureau régional

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National Energy Board | Office national de l'énergie

505 De Maisonneuve Bd. West, Montréal, QC H3A 3C2 | 505, boul. De Maisonneuve Ouest,  
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Government of Canada | Gouvernement du Canada

**From:** Louise Lanteigne [mailto:butterflybluelu@rogers.com]

**Sent:** 28 avril 2015 10:55

**To:** Secretary

**Subject:** Procedural question regarding Line 9B hearing

My name is Louise Lanteigne and I participated in both Line 9A and Line 9B NEB hearings.

I secured documents using Freedom of Information that shows how NEB Hearing Manager for Oil Pipeline Applications told colleagues, "Having only final oral argument and no cross examination worked well in this case, due to the highly technical issues regarding engineering and integrity."

Visit here for details. <http://www3.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>

The company applying for the permit to reverse flow has the function to build, manage and maintains pipelines. To exclude cross exam on technical merits, engineering or structural integrity basically implies that all the work they do is outside of the scope of the hearing! This defies common sense. If the technical aspects of the actual pipe are not subject to cross exam of experts at the hearing, than what is the hearing about? If we can't raise concern on structural integrity with the NEB, where do we go? Please tell

me because I am at a loss.

Personally I don't care if it's the NEB or the TSB or RCMP that I've got to speak with. All I care is the fact that if this pipe runs as planned, at 1000 psi without hydrostatic testing, it's going to blow out. The integrity data shows that is 90% likely because of the crack clusters and thinning of the pipe.

Who do we speak with to prevent this disaster if not the NEB? Please advise.

Who specifically instructed NEB staff to omit the cross examination of Enbridge at the Line 9B hearing? I want that answer too.

I request a written response. Please answer in a timely manner or I will proceed to use FOI to secure a written response from the NEB.

Thank you kindly for your time.

Louisette Lantaigne

700 Star Flower Ave.

Waterloo Ont.

N2V 2L2

**To:** Prime Minister/Premier Ministre[pm@pm.gc.ca]; Tom Mulcair[thomas.mulcair@parl.gc.ca]; justin.trudeau@parl.gc.ca[justin.trudeau@parl.gc.ca]; Elizabeth May[elizabeth.may@parl.gc.ca]; Gg Info[info@gg.ca]; DionStéphane [NCR][stephane.dion@parl.gc.ca]; Secretary[Secretary@neb-one.gc.ca]; denis.lebel@parl.gc.ca[denis.lebel@parl.gc.ca]; leona.aglukkaq@parl.gc.ca[leona.aglukkaq@parl.gc.ca]; francis.scarpaleggia@parl.gc.ca[francis.scarpaleggia@parl.gc.ca]; MP Peter Braid (Kitchener-Waterloo)[peter.braid@parl.gc.ca]; greg.rickford@parl.gc.ca[greg.rickford@parl.gc.ca]; premier@ontario.ca[premier@ontario.ca]  
**From:** Louise Lanteigne  
**Sent:** Sun 5/31/2015 6:38:23 AM  
**Importance:** Normal  
**Subject:** Re: Line 9 and Pipeline advisory from PHMSA  
**MAIL\_RECEIVED:** Sun 5/31/2015 6:38:31 AM  
[PHMSA---2014-0040.pdf](#)

Dear Hon. Prime Minister and Ministers & NEB board members

I wrote a letter to Enbridge in good faith to share concerns regarding the protocols of both Line 9 NEB hearing processes which I participated in. I also relayed engineering concerns specific to this line as a means to both inform the company of known risks and to assure no plausible deniability in regards to this information.

I honestly believe if that line were not open without a hydrostatic test, it will rupture. That is based on Enbridge's own integrity dig data that shows the line will fail at 720 psi or lower in dozens of areas based on thickness of the pipe, the high number of cracks and crack clusters, peeling and corrosion issues as well as the fact the line is not built to today's code. They want to put diluted bitumen in at 1000 psi dramatically augmenting existing fuel viscosity, weight, fuel flow and flow rates. Without hydrostatic testing there is no reasonable physical data to show the line can handle that.

I also include a new advisory from the PHMSA, the US regulator of oil pipelines. They recommend conducting system wide reviews of lines that were approved with outdated, weaker code standards. I would like to formally request that these issues be reviewed and adopted by our Canadian regulators as a means of preventing risks.

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo ON.  
N2V 2L2

----- Forwarded Message -----

**From:** Louise Lanteigne <butterflybluelu@rogers.com>  
**To:** "investor.relations@enbridge.com" <investor.relations@enbridge.com>  
**Sent:** Saturday, May 2, 2015 2:40 AM  
**Subject:** Pipeline advisory from PHMSA

Hello

In the attachments is a report from the PHMSA regarding the need to review older lines.

The logic of this report is not limited to oil but can apply to gas lines, water mains etc. I wanted to pass that along to you. It's in the attachments.

I was a delegate at both Line 9 hearings. To me a pipe is a pipe. I don't care what's flowing it, who owns what but I am fixated on building things right and making sure



things stay safe. My dad was a flight engineer and a fuel system expert. I grew up watching him work and I get the logic.

I have no issues with telling you things like it is from my view because I think it's best for both of us to connect on the level without anything standing in between us in terms of politics etc.

It's in your corporate interest do the job right. It's in my interest for you to do the job right as an investor via my husband's investment funds so I'm going to say it like it is.

A conference was held last year with independent pipeline expert R. Kuprewicz. The meeting lasted approx 1 hour and the video of the entire meeting is on youtube here: [https://www.youtube.com/watch?v=G\\_40M4UtVAo&feature=youtu.beRock](https://www.youtube.com/watch?v=G_40M4UtVAo&feature=youtu.beRock)

Enbridge said publicly that a hydrotest is not needed and could cause unnecessary damage. This link is to a Toronto Star article where they mention this. [http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge\\_ramps\\_up\\_repairs\\_on\\_controversial\\_line\\_9\\_pipeline.html](http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge_ramps_up_repairs_on_controversial_line_9_pipeline.html)

Mr. Kuprewicz states there is no existing evidence to suggest that hydrostatic testing can damage a pipeline. Look at 19min of that Youtube video.

I agree. To say the water will damage the pipe is unproven. If there is proof. Send it to me please.

Mr. Kuprewicz states reversing flow or changing fuel types in pipe, augments where pressure is applied inside the pipe. This line already experience reversal of flow once previously. That process required hydrostatic testing and it was done without issue by Enbridge With the Line 9B proposal, Enbridge wants to reverse flow again and introduce a different fuel type: diluted bitumen. Why are they now saying a hydrostatic test is not needed?

Personally speaking, to avoid the test is unreasonable and illogical. I have read Enbridge's own data to support hydrostatic testing. Why go back on your published words and corporate policies in terms of the benefits of this? As an investor, it flags inconsistency with your protocols and for me that raises serious alarm bells.

Mr. Kuprewicz states Canadian Pipeline Regulations are an illusion at 45:28 minutes into the video. Being a delegate of the Line 9 hearings I absolutely agree. I secured documents from the NEB using freedom of information that showed how the NEB hearing manager stated the lack of cross exam regarding the technical merits of engineering concerns and integrity issues was deemed a "success". I notified the press and a story was done on this: <http://www.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>

The NEB hearing completely negated our ability as parties, to cross examine Enbridge or merits of the pipe which is in my view is completely unreasonable. That is why I am

sending this letter directly to you. I don't want anything censoring our dialogue about the fact I know this game is rigged. The NEB is a farce. Bad theatre in bad faith when the decision is put on the discretion of elected officials who have all the knowledge of an untrained monkey and no moral ethic to support sound engineering principals.

Another concern raised in the video with Mr. Kuprewicz notes that blasting to install a pipeline through solid rock can damage other pipeline lines in the area. As they install Energy East through rock in close proximity to Line 9 to the West of Montreal, there are significant risks. When he mentioned that, it makes me wonder about blasting taking place in regards to quarry pits in proximity to Line 9. Has that been considered as a threat to our source water? Have you spoken with the MNR to flag the risks so they don't place new pits that use blasing beside your lines?

At the end of the video Mr. Kuprewicz states the only likely reason why Enbridge doesn't want to do hydrostatic testing is that this line would fail the test. I agree with that 100%.

Enbridge's integrity dig data shows many risks of failure if they run the line at the recommended pressure level of 1000 psi. The pipe was installed based on 1971 construction codes. The line is too thin and the PE tape is not up to code. It's got crack clusters and features all along the way. A new report found contaminated sites along the route. Here's the info on that: <http://line9communities.com/contaminated-land/>

We need hydrostatic testing strictly mandated with this project to protect Canadian interests and Enbridge or your company will tank. There is already talk of a new event to bring Enbridge as a company down. Do you really want PR like that? I don't want to see that. We have more to loose in allowing a rupture and assuming the costs overruns than we do in paying a quarter of a million dollars to do the job right. If the project is not reasonable just say NO, we need a new pipe.

It's not our fault this mess exists as it is and I don't put the blame on Enbridge unlike many others. It's bigger than the both of us but at the end of the day you either stand with sound engineering principals or the company will fail on it's own merits. I use natural gas. I drive. Oil is still needed as are water mains etc. Right now Canada's infrastructure is aging. 80% of it is at end of life over the next 20 years. We're going to need pipes. Don't screw it all up by supporting lines of bad design.

The pipe's reversal has been permitted along the Sarnia to Westover route via the Leave to Granted process and that puts the Region of Waterloo and the Grand River at risk. I live here.

The Duffy Scandal lines up perfectly with the timing of Line 9 phase 1 issue.

Using media stories, I can provide you with a bit of an overview:

Dec. 08, 2011: The Joslyn oil sand project had Minister Oliver saying NEB approval processes was too long:  
<http://www.cbc.ca/news/politics/9b-joslyn-oilsands-project-gets-green-light-1.1026988>

Jan 9, 2012: The demonizing of charities begins and again expressed need to shorten the NEB process.

<http://www.cbc.ca/news/politics/radicals-working-against-oilsands-ottawa-says-1.1148310>

DUFFY DIARY: Feb.17, 2012 - "PM asks "Send me a note on Enbridge Line #9 problems"

Many meetings and calls took place between Mike Duffy and Enbridge staff during this period. Visit here to view the diary entries with dates mentioned.

<http://www.nationalobserver.com/2015/04/21/news/redacted-diary-reveals-oils-hidden-route-harper>

May 23 2012, Harper Government officials, CSIS and Energy Industry meet in Ottawa

<http://www.vancouverobserver.com/world/canada/harper-government-officials-spies-meet-energy-industry-ottawa>

June 10, 2012: The motion to allow Cabinet to override NEB rulings via the Omnibus Bill. <http://www.theglobeandmail.com/report-on-business/riding-roughshod-over-diefs-legacy/article4246062/>

June 12, 2012: The passing of the Bill

<http://www.theglobeandmail.com/news/politics/the-tale-of-2012s-omnibus-budget-bill/article4249856/>

July 27 2012: The NEB approves Line 9 phase 1.

I was at both Line 9 hearings. There was NO CROSS EXAM of technical merits surrounding engineering or pipeline integrity. It was the same thing I saw with Line 9B hearings. All we had was a closing argument from Enbridge that in my view, was written more by the marketing department than the technical experts.

I am a housewife in Waterloo and this info is as clear as a bell to me. Imagine how many others out there can see what I see. I'm making for damn sure they know what's happening here because at the end of the day, I don't care about my investment money as much as I care about the water I drink and bathe my kids in. My community is looking to Lake Erie as a possible future water supply. Your pipe and a kangaroo court NEB hijacked by the Harper Government is putting that water at risk and I'm not going to say silent about that. I am telling you everything like it is from my view.

So I implore you to dig deeper and hold steadfast on the need to protect more than your own bottom line. Protect the water supply of your investors.because I'm one of them and I don't want to see you fail. We need pipes in this world. You make them. Do the job right or don't do it at all. That's all that I ask. Lives depend on the work you do. Do the job right.

Harper's term has a beginning and it will have an end but throughout it all this Oath stands:

*I am an Engineer.*

*In my profession I take deep pride. To it I owe solemn obligations.*

*Since the Stone Age, Human Progress has been spurred by the Engineering Genius. Engineers have made usable Nature's vast resources of Materials and Energy for Humanity's Benefit.*

*Engineers have vitalized and turned to practical use the Principles of Science and the Means of Technology. Were it not for this heritage of accumulated experiences, my efforts would be feeble.*

*As an engineer, I, (full name), pledge to practice Integrity and Fair Dealing, Tolerance, and Respect, and to uphold devotion to the standards and dignity of my profession, conscious always that my skill carries with it the obligation to serve humanity by making best use of the Earth's precious wealth.*

*As an engineer, I shall participate in none but honest enterprises. When needed, my skill and knowledge shall be given without reservation for the public good. In the performance of duty, and in fidelity to my profession, I shall give the utmost.*

As a housewife, you can consider me a domestic engineer. This oath is mine too. That's why I'm talking to you in good faith.

Thank you.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**Pages 33 to 59  
are duplicates**

**To:** Records Services[RecordsServices.RecordsServices@neb-one.gc.ca]  
**Cc:** Parvez Khan[Parvez.Khan@neb-one.gc.ca]; Amadou Sangare[Amadou.Sangare@neb-one.gc.ca]  
**From:** Adrian Luhowy  
**Sent:** Tue 7/21/2015 2:06:09 PM  
**Importance:** Normal  
**Subject:** FW: Line 9: Insufficient planning leaves significant risks  
**MAIL\_RECEIVED:** Tue 7/21/2015 2:06:10 PM

Hello,

Please file this in the General Correspondence folder for Line 9B.

<https://docs.neb-one.gc.ca/ll-eng/llisapi.dll?func=ll&objId=2697323&objAction=browse&viewType=1>

Thank you.

**From:** Secretary  
**Sent:** July-21-15 7:38 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Line 9: Insufficient planning leaves significant risks

OF-Fac-Oil-E101-2012-10 05

*Susan Abuid*

Classifier Information Management and Technology

Enterprise Business Services | Services d'affaires de l'organisation

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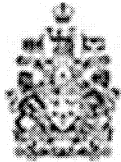
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National  
Energy Board

Office national  
de l'énergie

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Tuesday, July 21, 2015 12:33 AM

**To:** Secretary; Prime Minister/Premier Ministre; Tom Mulcair; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Elizabeth May; DionStéphane [NCR]; [leona.aglukkaq@parl.gc.ca](mailto:leona.aglukkaq@parl.gc.ca); Francis Scarpaleggia; [premier@ontario.ca](mailto:premier@ontario.ca); MP Peter Braid (Kitchener-Waterloo); [minister.moe@ontario.ca](mailto:minister.moe@ontario.ca); MIN Feedback (MNR); Gg Info; MPP Kitchener-Waterloo Catherine Fife; [linda.duncan@parl.gc.ca](mailto:linda.duncan@parl.gc.ca); Bob Chiarelli MPP (Constituency Office); Andrea Horwath; Joe: HOC Oliver; [feedback@sixnations.ca](mailto:feedback@sixnations.ca); Myeengun Henry; [NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca); [bernard.valcourt@parl.gc.ca](mailto:bernard.valcourt@parl.gc.ca)

**Subject:** Line 9: Insufficient planning leaves significant risks

**Dear NEB Secretary: Please relay the following Line 9 concerns to the NEB Board on my behalf.**

Dear Hon. Ministers, NEB board members et al.

In regards to the Line 9 NEB process, these issues remain unresolved and I send this in good faith that we may facilitate meaningful resolutions to these matters.

I also provide this document as a way to show there is no plausible deniability regarding these concerns.

Written by NEB participant Louise Lanteigne

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### 2. NEB HEARING PROCESS: AREAS OF CONCERN

### 3. AFTER THE NEB HEARING: AREAS OF CONCERN

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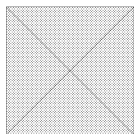
3.2 Municipal Resolutions Approved out of Concern for Line 9

3.3 Unreported and Inadequate Spills Response

3.4 Criteria For Reasonable Hearing Not Met

#### LINE 9

- Line 9 Phase 1 (also known as Line 9A) runs from the refinery and pumping stations of Sarnia to Westover Ontario
- **Line 9B runs from the pumping station of Westover to the Montreal Terminal.**



#### LINE 9 HEARING PROCESS: AREAS OF CONCERN

### 2.1 LINE 9 NATIONAL ENERGY BOARD (NEB) HEARINGS WERE UNREASONABLY LIMITED IN SCOPE

Here is the link to the Enbridge Line 9 original 9-page application to the National Energy Board. This limited the scope of the Line 9 NEB review to only the area of the pumping station properties without regard for the impacts the change of pressure and flow would have on the physical pipes in between the pumping stations or the communities and land owners in between. It is online

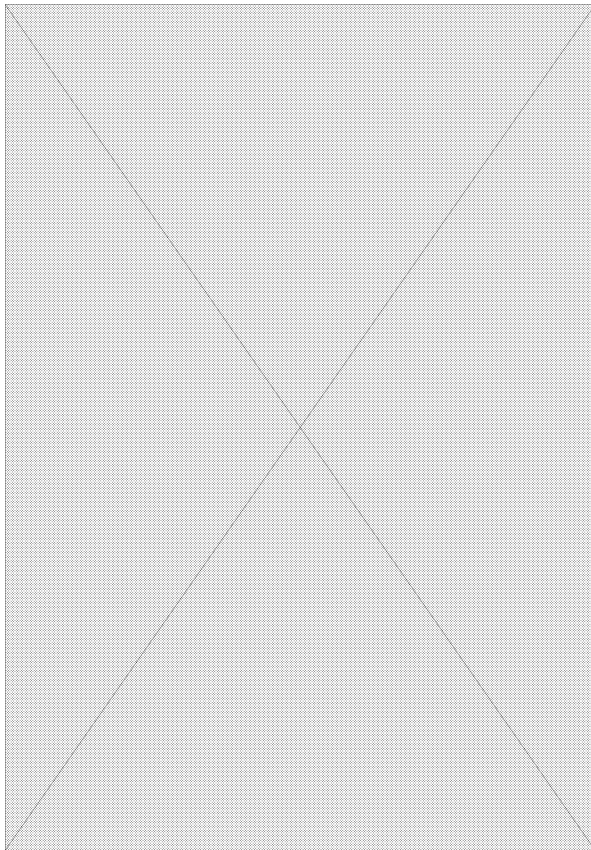
at <https://docs.neb-one.gc.ca/ll->

[eng/llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/706045/A2C0U9](https://llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/706045/A2C0U9) -



## 2.2 NO CROWN CONSULTATIONS FOR FIRST NATIONS TOOK PLACE

At the first Line 9 hearing in London, Ontario (regarding phase 1 from Sarnia To Westover), Six Nation's elders Ruth and Floyd Montour showed up to defend treaty rights. Their community was not reasonably informed of the Line 9 hearing ([http://www.huffingtonpost.ca/ian-carey/pipeline\\_b\\_1546236.html](http://www.huffingtonpost.ca/ian-carey/pipeline_b_1546236.html)) even though the pipe crosses their Haldimand Tract Treaty Lands in Ayr Ontario.



During the Line 9B NEB hearings in Toronto, Amanda Lickers (representing Rising Tides) referenced Exhibit A3J3V6. This document states Enbridge's current use of land is incompatible with traditional indigenous usages; that Enbridge has not reviewed any treaties that are impacted by this project.

## 2.3 LINE 9 IS NOT UP TO CODE

Richard Kuprewicz from Accufacts wrote the affidavit evidence for Équiterre (<http://s3.documentcloud.org/documents/748594/9b-safety-report-2013-08.pdf>) during the Line 9 hearings. He has over 40 years experience and works as an adviser for the

US pipeline regulator, the PHMSA. He states Line 9 has over *90% chance of rupture*. The steel is too thin; there are cracks, crack clusters and rust. This pipe is at end of life and the standards of the pipe as installed in the 1970's are no longer up to code.

Hydrostatic testing at 150% the Maximum Allowable Operating Pressure (MAOP) is needed to prevent the risks, yet Enbridge has stated publicly that a hydrotest is not needed and could cause unnecessary damage to the pipe.

([http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge\\_ramps\\_up\\_repairs\\_on\\_controversial\\_line\\_9\\_pipeline.html](http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge_ramps_up_repairs_on_controversial_line_9_pipeline.html))

Here is a YouTube video where Richard Kuprewicz speaks on Line 9. He states clearly at 19:00 that there is no existing evidence to suggest that hydrostatic testing can damage a pipeline. Line 9 already experienced reversal of flow once previously. The process required hydrostatic testing and it was done without issue by Enbridge. Why should they take issue with doing the same test?

At the end of this video, Mr. Kuprewicz states the only likely reason why Enbridge doesn't want to do hydrostatic testing is that this line would fail the test.

Some government agencies prohibit the viewing of YouTube videos however I strongly believe this video warrants an exception due to the privileged and qualified information contained therein. The risks as outlined in this video should not be silenced by the use of government discretionary powers.

## 2.4 OUTDATED AND UNSAFE VALVE PLACEMENT

Shut-off valves placed by rivers in the 1970's have no regard for erosion issues that happened with increased urban growth and storm water runoff upstream. The Grand River's Line 9 manual shut-off valve was inside the flood zone. If a rupture happened during a flood or ice-jam, someone would have had to go into the water to shut off it off. This specific valve was replaced, but the need was there to secure proper audits along the entire line to make sure the existing valves are reasonably placed throughout the line.

Valves along Line 9 are generally spaced 12 km apart, and not all water bodies have two valves to protect it on either side. If there is only one valve protecting a river and the pipe ruptures, the 12 km of oil in the remaining pipe will reverse flow and spill into the water.

*In spite of all these issues, the National Energy Board approved the flow reversal of the Line 9 Pipelines. Here are the Letters of Decision from the Line 9 NEB processes.*

Reason of Decision for Line 9 phase 1

<https://docs.neb-one.gc.ca/ll->

[eng/llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/834328/834582/A2V3K2 - Letter Decision OH-005-2011.pdf?nodeid=834303&vernum=-2](https://eng.llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/834328/834582/A2V3K2 - Letter Decision OH-005-2011.pdf?nodeid=834303&vernum=-2)

**Reason of Decision for Line 9B**

<https://docs.neb-one.gc.ca/ll->

[eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2431831/2428616/Reasons for Decision OH-002-2013 - A3V1E4.pdf?nodeid=2431830&vernum=-2](https://eng.llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2431831/2428616/Reasons for Decision OH-002-2013 - A3V1E4.pdf?nodeid=2431830&vernum=-2)

### 3.1 LAWSUIT BY CHIPPEWAS OF THE THAMES

**Chippewas of the Thames launched a legal challenge regarding the lack of Crown consultation which violates Treaty Rights, Constitutional Law and Charter Rights.**

**First Nation's reservations are not protected by Provincial laws because they are territorial lands that fall under the jurisdiction of the Federal Government. Often times when contamination risks occur on a reservation, they are told by Federal agencies that it is a Provincial matter since it has to do with pollution. When they go to Provincial agencies they are told they can't be helped because it's Federal Issue since it is on First Nation's territories. It is more challenging to secure help to keep people and communities safe since Provincial laws do not apply on reserves. The issues are cross jurisdictional and complex.**

**Crown Consent helps to bridge the policy gaps and it is designed to protect lives. It requires the Crown to appoint an objective negotiator to work with First Nation's communities to identify the risks, the costs and what protocols are needed to help keep communities safe while protecting their Treaty rights. To negate this process clearly places these communities at risk.**

**The court hearing took place on June 16, 2015 in Toronto. As a witness to that hearing I observed Enbridge's solicitor argue they should not be punished for the lack of Crown Consultation because it was not their fault it didn't happen. They wanted the current decision to stand.**

**I observed the Crown Solicitor suggest that is it pointless to allow Crown Consultation until after approvals are given because if the answer is no there is no need to facilitate it.**

**The solicitor for the Chippewas of the Thames spoke on how the Crown solicitor's suggestion would result in two classes of people where First Nation's communities are not allowed to have a say on a project until after it is fully approved. This would force First Nations to have to use the court to make amendments or to contest a concept rather than facilitate the honest dialogue with everyone else prior to approval. He stood strong on the need to protect Crown Consultations prior to approvals and finished his argument saying the**

laws are designed to protect adverse impacts to First Nation's communities. The term adverse is not limited to oil spills.

Currently we await the court decision. In the meantime, 42 groups have since released a public letter in support for Chippewas of the Thames.

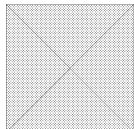
(<http://toronto.mediacoop.ca/story/open-letter-support-chippewas-thames-first-nation%E2%80%99/33671>) It was signed by the following:

- Idle No More
- Defenders of the Land
- Council of Canadians
- Greenpeace Canada
- 350.org
- Public Service Alliance of Canada (PSAC)
- CUPE Ontario
- Indigenous Environmental Network (IEN)
- Ontario Council of Hospital Unions
- Steelworkers Toronto Area Council
- Ontario Coalition Against Poverty (OCAP)
- Law Union of Ontario
- Mining Injustice Solidarity Network
- Aamjiwnaang and Sarnia Against Pipelines
- No One Is Illegal – Toronto
- Climate Justice Montreal
- Rising Tide Toronto
- Council of Canadians, Toronto Chapter
- Native Youth Sexual Health Network
- Centre for Social Justice
- Christian Peacemaker Teams
- Earthroots
- Toronto West End Against Line 9
- Church of St Stephen-in-the-Fields
- Council of Canadians, Guelph Chapter
- Toronto East End Against Line 9
- Independent Jewish Voices – Toronto
- Scarborough Bitumen Free Future
- Council of Canadians, Toronto Chapter
- Engineering Without Borders Canada – University of Waterloo Chapter
- Hamilton 350
- Fossil Free Lakehead
- Environment Hamilton
- Kitchener-Waterloo Solidarity Network
- Council of Canadians Hamilton Chapter
- Social Justice and Advocacy Committee, Anglican Diocese of Toronto
- 350 Waterloo
- Lakehead University Environmental Law Students' Association

- 82-99251-90252 UNCLASSIFIED//FOR OFFICIAL USE ONLY

Here is a list of some of the Ontario Resolutions passed. Click on them for further details:

- Les Citoyens au Courant created this list featuring municipalities in Quebec who have completed resolutions demanding Hydrostatic testing and valve placements.**



## EXAMPLE 1: SPILLS AND LEAKS OF LINE 9

Research by CTV W5 has uncovered that Enbridge's Line 9 pipeline has almost had a spill a year over the course of its history, some small but some as large as thousands of litres. (<http://www.ctvnews.ca/w5/line-9-has-had-significantly-more-spills-than-previously-stated-w5-reports-1.1698286>) There are a number of incidents that were not reported to municipalities or the NEB.

CTV's W5 provides an infographic specific to Line 9 leaks. The total of oil spilled so far from Line 9 according to their findings, is 3,065,359 L (equal to 19,280.53 US Barrels of Oil). (<http://www.ctvnews.ca/w5/infographic-line-9-pipeline>)

Line 9 phase 1 from Sarnia to Westover Ontario has been flowing with oil since January 2014 and they found leaks already. (<http://line9communities.com/contaminated-land/>)

The NEB states on June 18, 2015 the following: Ongoing condition monitoring was imposed because the updated engineering assessment indicated that some leak dependent features were observed in the field. ([https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave to Open Application No. 6 dated 6 February 2015 - Operation of Line 9B - A4Q6Y9.pdf?nodeid=2789289&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave%20to%20Open%20Application%20No.%206%20dated%206%20February%202015%20-%20Operation%20of%20Line%209B%20-%20A4Q6Y9.pdf?nodeid=2789289&vernum=-2))

## EXAMPLE 2: THE HUMBER RIVER SPILLS RESPONSE

A Hazmat 2 Spill was reported in proximity to the Line 9 pipeline along the Humber River by Albion Road on May 30, 2014. ([http://www.thestar.com/news/gta/2014/05/31/spill\\_reported\\_in\\_humber\\_river\\_in\\_north\\_toronto.html](http://www.thestar.com/news/gta/2014/05/31/spill_reported_in_humber_river_in_north_toronto.html)) Early media coverage stated it was from a high pressure pipeline and documents secured by FOI shows the solvent was identified as oil.

This incident occurred in the area where Line 9 and three other pipelines cross the Humber River in Toronto. To this day the source of the spill remains unidentified. Evidence gathered suggests there were actions by someone who's intent it was to silence the flow of critical information. Their conduct may have violated law.

Documents confirm vac trucks and booms were used but the booms were not wide enough to cross the river to stop the flow of the oil.

Information gathered suggests there were actions taken that may have violated law. These issues were raised with the NEB, the Ontario Spills Action Centre, the Transportation Safety Board as well as other Provincial and Federal agencies.

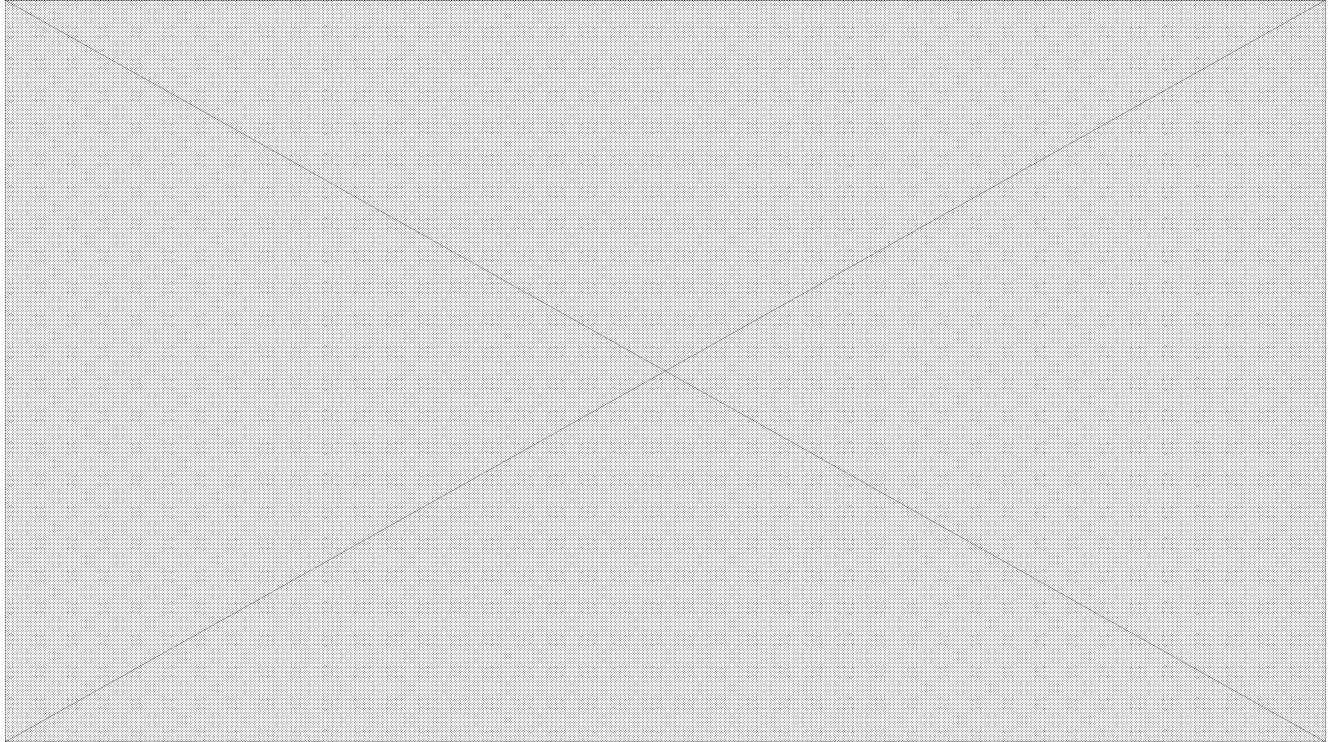


Photo of Humber Spill by Louise Lanteigne

### **EXAMPLE 3: ENBRIDGE'S SECRECY OF THEIR EMERGENCY PROCEDURES MANUAL**

The National Energy Board's Chairman Peter Watson sent Enbridge a letter stamped February 5, 2015 (<https://www.neb-one.gc.ca/sftnvrnmnt/cmplnc/brdrdr/nbrdg/2015/2015-02-05nbnda-eng.pdf>) where they raise concern about the fact that some municipalities are being asked to sign a non-disclosure agreement (NDA) before they receive a copy of Enbridge's Emergency Procedures Manual.

Mr. Watson wrote "I am concerned that Enbridge's practice of requesting NDA's is not consistent with the principals of regulatory transparency that guides the Boards regulatory approach. Additionally, in the circumstances where municipalities are unwilling to sign NDAs, I would appreciate knowing what steps Enbridge will be taking to assure the requirement of section 34 of the OPA are met."

La Commission d'accès à l'information a refusé de divulguer cet avis

### **EXAMPLE 1: THE NEB CONFIRMS THEY LACKED BASIC KNOWLEDGE OF LINE 9**

October 6, 2014 the NEB denied Enbridge Leave to Open in a letter where they state:

a) Enbridge has not provided adequate information regarding the location and spacing of the Line 9 valves

b) The Board is of the view that Enbridge should prepare a new description of the criteria that Enbridge will use to determine whether a watercourse crossing is considered 'major'.

c) The Board notes that only 6 of the 104 MWCs identified by Enbridge appear to have valves installed within 1 km on both sides of the water crossing, while the majority appear to have valves installed more than 10 km from the water crossing on at least one

side. (<https://s3.amazonaws.com/s3.documentcloud.org/documents/1311741/letter-to-enbridge-pipelines-inc-condition-16.pdf>)

In light of this information the following questions must be asked:

- How can the NEB give their approval of this project with the absence of data so basic as valve placements?
- The NEB has been acting as a pipeline regulator since 1956 so why in 2014 does the NEB defer to Enbridge to define a criteria that Enbridge will use to determine what a Major Water Crossing is?
- Doesn't the NEB have it's own criteria for Major Water Crossing?
- After years of working with Enbridge for approvals, why would they not have knowledge on basic information such as the criteria of Major Water Crossings prior to approvals?
- The NEB is critical of the fact that only 6 out of 104 rivers have dual valves within 1km and yet the NEB gave the approval for it's construction and for two flow reversals that took place since. Knowing that the NEB has a history of overlooking such obvious safety risks, why should we trust their ability to scrutinize this project?

The Ontario government called on the NEB to initiate an independent third party assessment on the state of Line 9, saying we should not rely solely on Enbridge's findings. That is a reasonable request if we want to avoid the risks.

([http://www.thestar.com/news/gta/torontopipeline/2013/10/17/enbridge\\_ontario\\_pipeline\\_plan\\_continues\\_to\\_draw\\_criticism.html](http://www.thestar.com/news/gta/torontopipeline/2013/10/17/enbridge_ontario_pipeline_plan_continues_to_draw_criticism.html))

## EXAMPLE 2: ONE PERSON DECIDES THE FATE OF LINE 9

February 6, 2015 The NEB confirms that the 17 new valves were placed resulting in a total of 62 valves along the pipeline and they added new conditions. ([https://docs.neb-one.gc.ca/ll-](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2680267/Letter_and_Order_MO-001-2015_-_A4H2Z0.pdf?nodeid=2679828&vernum=-2)

[eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2680267/Letter and Order MO-001-2015 - A4H2Z0.pdf?nodeid=2679828&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2680267/Letter_and_Order_MO-001-2015_-_A4H2Z0.pdf?nodeid=2679828&vernum=-2)) Included with these changes is the following passage on the NEB website that states:



To ensure consistent oversight, the NEB Chair has taken the extra measure to authorize a member of the Board, pursuant to section 14 of the National Energy Board Act, to review all future filings for this project. This member is authorized to act with the full authority of the Board. (<http://www.neb-one.gc.ca/bts/nws/nr/2015/nr09-eng.html>)

According to the Feb. 6 Filing A65779 that person is Dr. Ron Wallace who was appointed to the National Energy Board on October 4, 2013. by Minister Joe Oliver. (<https://www.nrcan.gc.ca/media-room/news-release/2013/11510>)

Why do they give the final say to only one person when this pipeline crosses the most densely populated areas of Canada?

Line 9 crosses tributaries of Lake Ontario and the St. Lawrence River, a water body shared with the US. Is it reasonable that such an enormous burden should fall upon the discretionary powers of just one man?

### **EXAMPLE 3: NEB OMITTED CROSS EXAM OF EXPERTS AND CALLED IT A SUCCESS.**

The NEB were the ones who knowingly excluded cross exam of experts at both Line 9 hearings. NEB staff deemed it a “success” that engineering and integrity issues were not cross examined and I secured that document using Freedom of Information. (<http://www.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>)

### **EXAMPLE 4: NEB’S HYDROSTATIC TESTING IS INSUFFICIENT**

June 18, 2015 the NEB mandates a scoped hydrostatic test ([https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave to Open Application No. 6 dated 6 February 2015 - Operation of Line 9B - A4Q6Y9.pdf?nodeid=2789289&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave%20to%20Open%20Application%20No.%206%20dated%206%20February%202015%20-%20Operation%20of%20Line%209B%20-%20A4Q6Y9.pdf?nodeid=2789289&vernum=-2)) on three sections of Line 9 near Hilton Ontario, a section between Kingston and Brockville Ontario and in Mirabel Quebec for a total distance of 60 km. The stress test at these locations will run at 100% of the pipe’s maximum yield strength for one hour followed with a four hour leak test at the section maximum operating pressure as specified in CSA Z662-11.

Technically speaking these conditions of the test don’t event comply with Enbridge’s Brochure on Hydrostatic Testing which states: Typically hydrostatic test pressures are about 1.25 to 1.5 times higher than the normal maximum operating pressure. (<http://s3.documentcloud.org/documents/724930/hydrostaticpressure-testing.pdf>)

Enbridge claims that its in-line inspection tool can detect any serious threats to the pipeline. According to expert Richard Kuprewicz, the in-line detection technology Enbridge is using has yet to be proven effective.

(<http://www.desmog.ca/2013/10/21/pipeline-expert-90-percent-probability-line-9-rupture-dilbit>)

Ontario demanded that Enbridge conduct a hydrostatic test on Line 9. So have numerous municipalities along the way in Ontario and Quebec so why are they still denying the demands of the public to provide these basic structural integrity tests?

In light of this information I would like to formally demand hydrostatic testing of Line 9 for the entire line at 150% the Max Operating Pressure.

I also would like to support a local resolutions calling for municipalities to secure shut off valves to be placed on both sides of Major Water Crossings.

I support the need for Crown Consultation for First Nation's communities to protect their residents and to support compliance with Constitutional Laws, Charter Rights and Treaty Rights.

I support an independent third party review of structural integrity concerns of Line 9.

I want this information on record and view able on the NEB website

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2

**To:** Efile Pipeline Matters - Enbridge[EfilePipelineMatters-Enbridge@neb-one.gc.ca]; DL Data Management and Analysis[DLDataManagementandAnalysis@neb-one.gc.ca]; DL Operations Compliance Officers[DLOperationsComplianceOfficers@neb-one.gc.ca]  
**From:** Secretary  
**Sent:** Tue 8/4/2015 5:45:02 PM  
**Importance:** Normal  
**Subject:** FW: Concerns for valve placement near Shelter Valley.  
**MAIL\_RECEIVED:** Tue 8/4/2015 5:45:00 PM

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*Susan Abuid*

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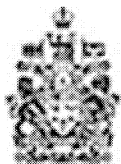
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National  
Energy Board

Office national  
de l'énergie

**From:** Louise Lanteigne [mailto:butterflybluelu@rogers.com]

**Sent:** Tuesday, August 04, 2015 11:15 AM

**To:** Secretary; Securitas; NSCI\_ECSN@rcmp-grc.gc.ca; Tom Mulcair; Elizabeth May; justin.trudeau@parl.gc.ca; MPP Catherine Fife (Kitchener-Waterloo); DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); MPP Daiene Vernile; Andrea Horwath;

premier@ontario.ca; minister.moe@ontario.ca

**Subject:** Concerns for valve placement near Shelter Valley.

Hello

My name is Louise Lantaigne. I was a delegate at the Line 9 hearings and I've been published in news reports since regarding my concerns of valve placements along tributaries. Someone wrote an email to me. They didn't leave a name so I'm thinking they may want their ID hidden. I understand technically the concern is third party hearsay because I have no ability to personally validate this concern or to provide you with further details. Either way here is what this person wrote to me and I'd like someone to check up on this because it flags a risk.

***Found out last week that the new valve station installation on Pipeline Road (north of Grafton, ON - go north of 401 at exit 487 on Cty Rd 23 to Pipeline Rd.). Proceed East for ~ 0.5 km, located on the south side, near the edge of a field) has regularly been flooding whenever it rained. They installed a lot of rip rap/gravel fill and no less than 3 culverts to redirect the water.***

***A creek is nearby (Shelter Valley Creek, which flows into Lake Ontario); this new valve is north/east of the creek, but there does not appear to be a valve/station anywhere on the west/south of this creek, that is visible, anyway.***

***It will be interesting to see how the redirection will affect the worked land around it.***

***Another example of "well engineered"?***

***What would have happened if they had gotten LTO in June as expected, and the electronics of the valve were shorted out, etc.?***

That is all this person sent to me. No name or anything I can relay.

I also visited my parents this past week in Trenton Ontario where Line 9 crosses their Hydro corridor. A retired engineer who wishes to remain nameless brought me to the shoreline where Line 9 crosses the Trent River. Big signs were posted along the shore

saying boaters should not drop anchors at this location where the pipeline crosses the river. I was taken back at the thought the pipe would be that shallow that a simple anchor could pose such a risk but signs don't lie. This person brought me to the east side of the river where the line leads to a little shed like building. He told me how he came to the sight and observed workers from Alberta attaching a new pipe onto an existing pipe and the two sizes of pipe were different. He knew the guys were from Alberta because he spoke with them. The way they filled the gap between the two sizes of pipe included the application of a spray foam insulation-like material and he was very worried this work was not up to code and that it would not withstand fluids running in the line.

I personally know this man very well but he is afraid to go public for fear of professional backlash. He is in his 80's and is not comfortable with reporting the issue online. He is not computer savvy. I did speak with him directly but I can't get him beyond the fear factor to contact authorities so the best I can do about this is to share the concerns in good faith so they can be investigated.

People know things about this line and are scared to speak up. This flags in my view, a danger that exists within the industry. Why are these engineers so scared to speak? They see me as a safe person to talk to. Why don't they see you in the same light? This isn't right. I pray you will look into the concerns.

Thank you kindly for your time.

Louissette Lanteigne

700 Star Flower Ave.

Waterloo Ont

N2V 2L2

**To:** Records Services[RecordsServices.RecordsServices@neb-one.gc.ca]  
**Cc:** Jacqueline Vanhouche[Jacqueline.Vanhouche@neb-one.gc.ca]  
**From:** Jacqueline Vanhouche  
**Sent:** Fri 8/28/2015 4:18:10 PM  
**Importance:** Normal  
**Subject:** FW: Line 9 CPCN permit  
**MAIL\_RECEIVED:** Fri 8/28/2015 4:18:11 PM

Executive Correspondence for classification

*Jacqueline Vanhouche*  
Executive Assistant to the Chair/  
Attachée de direction, bureau du président

**From:** Louise Lantaigne [mailto:butterflybluelu@rogers.com]  
**Sent:** Friday, August 28, 2015 10:09 AM  
**To:** Peter Watson; Anthony Daniel (OPP)  
**Subject:** Line 9 CPCN permit

Dear Mr. Watson

I would like to secure a copy of the CPCN permit of Enbridge Pipeline Inc. for Line 9 oil pipeline please.

If you can provide me and Srg. Anthony Daniel of the Ontario Provincial Police with a copy of that document I would greatly appreciate it because currently work is underway in Gananoque to facilitate the hydrostatic testing and I have made repeated inquiries to the NEB to see this document and to date there is no proof this document exists.

I would like this issue addressed in timely manner because work is underway on that pipe. I want to make sure it is legal to do the job.

Thank you very much.

Louissette Lanteigne

700 Star Flower Ave.

Waterloo Ont.

N2V 2L2

**To:** justin.trudeau@parl.gc.ca[justin.trudeau@parl.gc.ca]; Tom Mulcair[thomas.mulcair@parl.gc.ca]; Elizabeth May[elizabeth.may@parl.gc.ca]; Secretary[Secretary@neb-one.gc.ca]; DionStéphane [NCR][stephane.dion@parl.gc.ca]  
**From:** Louise [Lantagne](#)  
**Sent:** Wed 10/21/2015 3:37:55 AM  
**Importance:** Normal  
**Subject:** Fw: Document d'information de L'ONE PÉRIODE DE COMMENTAIRES se terminant le 13 novembre 2015

**MAIL\_RECEIVED:** Wed 10/21/2015 3:44:16 AM

[NEB\\_DM\\_PROD-#888333-v1-Corr DPR\(46\) PDF EN QandA#1.PDF](#)

[NEB\\_DM\\_PROD-#888346-v1-CORR DPR\(46\) EN PDF Q&A#2 30Sept2015.PDF](#)

[NEB\\_DM\\_PROD-#888293-v1-](#)

[Corr DPR\(46\)\\_EN\\_PDF\\_Letter\\_to\\_Interested\\_Parties\\_signed\\_30\\_Sept\\_2015.PDF](#)

[NEB\\_DM\\_PROD-#888338-v1-Corr DPR\(46\) FR PDF Q&As#1 30Sept2015.PDF](#)

[NEB\\_DM\\_PROD-#888354-v1-CORR DPR\(46\) FR PDF Q&As#2 30Sept2015.PDF](#)

[NEB\\_DM\\_PROD-#888299-v2-CORR DPR\(46\) PDF FR Letter to Interested Parties 30Sept2015.PDF](#)

Dear Hon. Prime Minister Trudeau, Ministers and NEB staff

The former Tory government initiated numerous dramatic changes to many policies related to the activities of the NEB and currently there is a process underway to secure public comments regarding the NEB's Damage Prevention Regulatory Framework. I am thankful that the public is given the chance to have a say on this policy process however the timeline of this review has been unreasonably tight and it has overlapped with multiple unresolved and ongoing legal pipeline approval processes regarding Line 9, Northern Gateway and Kinder Morgan as well as Line 9 hydro-static testing.

As a concerned citizen directly involved with the public process for many of these projects I feel the previous government has manipulated both NGO's and the concerned public by intentionally bombarding us with these layered issues and tight timelines with the intent to exhaust our energy, deplete our resources and silence our voices. It is stressful, irrational and unreasonable to not space these issues apart to a more manageable and reasonable pace.

I don't get paid for what I do. I participate and I pay my way to have a say because I sincerely care about public safety and I'd rather see things built to code or not at all but these tight timelines are brutal on the mind and body. Literally it is creating a tort harm to my physical well being for the stress it generates going from one issue to the next to fight the same flaws over and over again. It does not have to be like this. The process need not be adversarial. We need to restore democracy and respect in the timeline framework of the NEB to allow people the chance to participate without duress.

I love to serve my community. It is a passion driven by love and it is offered for free in good faith but I am witnessing repeating flaws happening with NEB processes right now regarding protocols and procedures, engineering concerns and liability risks which we can prevent if the public and NGO's simply are given a reasonable chance to voice concepts to help shape this new Damage Prevention Framework. We can't get to that quality input from concerned citizens if we don't have adequate time to engage the public or to prepare our data. I was just notified of these issues today and the deadline



for comment on this policy is November 13, 2015. That's only 3 weeks away. The email I received from the NEB is included below along with the supporting attachments.

All I ask is that the NEB and this current government please afford people with more time to assess and prepare policy recommendations for this current information request that we can work collaboratively to improve upon the safety of these projects.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

----- Forwarded Message -----

**From:** damagepreventionregs <damagepreventionregs@neb-one.gc.ca>

**To:**

**Sent:** Tuesday, October 20, 2015 9:59 AM

**Subject:** Document d'information de L'ONE PÉRIODE DE COMMENTAIRES se terminant le 13 novembre 2015/ NEB Information Paper - COMMENT PERIOD closing 13 November 2015

*English Follows Below*

**Document d'information de l'Office national de l'énergie au sujet du cadre de réglementation sur la prévention des dommages – PÉRIODE DE COMMENTAIRES se terminant le 13 novembre 2015**

L'Office national de l'énergie a publié un document d'information afin de recueillir les commentaires du public du 20 octobre au 13 novembre 2015. Il souhaite ainsi faire connaître les incidences de la *Loi sur la sûreté des pipelines* sur son cadre de réglementation pour la prévention des dommages, ainsi que l'approche adoptée en vue de mettre à jour les règlements sur la prévention des dommages, notamment les suivants : 1) *Règlement de l'Office national de l'énergie sur le croisement des pipelines, partie I*; 2) *Règlement de l'Office national de l'énergie sur le croisement des pipelines, partie II*; 3) *Règlement de l'Office national de l'énergie sur les pipelines terrestres*; 4) *Règlement sur les sanctions administratives pécuniaires (Office national de l'énergie)*.

Vous trouverez dans les documents des renseignements concernant l'impact sur la législation, l'approche adoptée pour modifier la réglementation et la manière de transmettre des commentaires :

- Lettre aux parties intéressées et document d'information
- Questions et réponses (deux documents)

Vous pouvez faire parvenir vos commentaires par voie électronique, par la poste ou par télécopieur, selon les coordonnées précisées ci-dessous.

Réglementation de l'Office national de l'énergie sur la prévention des dommages

Madame Sheri Young  
Secrétaire de l'Office

[illegible]

The National Energy Board (Board or NEB) has released an information paper for public comment during the period of 20 October to 13 November 2015. The purpose of the information paper is to communicate the impacts of the *Pipeline Safety Act* on the NEB's Damage Prevention Regulatory Framework, and the approach for updating the damage prevention regulations, including: 1) *National Energy Board Pipeline Crossing Regulations, Part I* (PCR Part I); 2) *National Energy Board Pipeline Crossing Regulations, Part II* (PCR Part II); 3) *National Energy Board Onshore Pipeline Regulations* (OPR); and 4) *Administrative Monetary Penalties Regulations (National Energy Board)* (AMPs).

- Letter to Interested Parties and the Information Paper
- Questions and Answers (2 sets)

## NEB Pipeline *Damage Prevention Regulations*

Secretary of the Board

517 Tenth Avenue, S.W.

Facsimile 403-299-5503; 1-877-288-8803

What's New? <http://www.neb-one.gc.ca/index-eng.html>

21(1)(a)

21(1)(b)

**From:** [Katherine L. Murphy](#)  
**To:** [Adrian Luhowy](#); [Michael Benson](#); [Carol Gagné](#)  
**Subject:** RE: For review: media request Line 9 (BF 3 o'clock today)  
**Date:** Thursday, November 13, 2014 2:53:02 PM

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Based on the feedback, I've adjusted the response as follows:

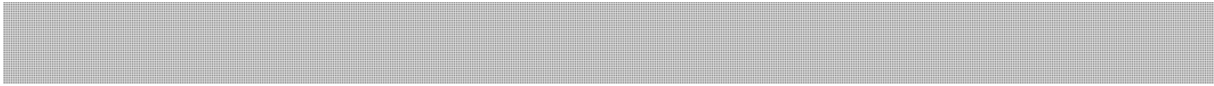
**Proposed response:**

NEB processes are designed so that the NEB is presented with the complete range of views in order to make fully informed decisions in the Canadian public interest. The Board must hear from people who are directly affected by a project and from those who may have relevant information or expertise. The public is an important source of local and traditional knowledge about a project's physical site and potential impacts.

Additionally, the NEB itself is made up of over 450 highly skilled experts including engineers, auditors, inspectors, environmental scientists, administrative specialists, legal support, economists, and engagement staff. The recommendations, and conditions imposed, for a project are based on the Board's review of the complete record, taking into account all information presented. There is no one source for a condition imposed.

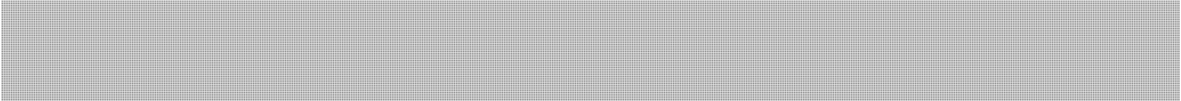
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**From:** Adrian Luhowy  
**Sent:** November 13, 2014 2:38 PM  
**To:** Michael Benson; Carol Gagné; Katherine L. Murphy - Communications  
**Subject:** RE: For review: media request Line 9 (BF 3 o'clock today)



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**From:** Adrian Luhowy  
**Sent:** Thursday, November 13, 2014 2:35 PM  
**To:** Michael Benson; Carol Gagné; Katherine L. Murphy - Communications  
**Subject:** RE: For review: media request Line 9 (BF 3 o'clock today)



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**From:** Michael Benson  
**Sent:** Thursday, November 13, 2014 2:24 PM  
**To:** Carol Gagné; Katherine L. Murphy - Communications; Adrian Luhowy  
**Subject:** Re: For review: media request Line 9 (BF 3 o'clock today)

Hello Katherine,



Michael

---

**From:** Carol Gagné  
**Sent:** Thursday, November 13, 2014 12:48 PM  
**To:** Katherine L. Murphy - Communications; Adrian Luhowy  
**Cc:** Michael Benson  
**Subject:** Re: For review: media request Line 9 (BF 3 o'clock today)

I'm fine with it.

Carol Gagné  
Legal counsel  
403-629-5428  
Sent from my BlackBerry

---

**From:** Katherine L. Murphy - Communications  
**Sent:** Thursday, November 13, 2014 12:40 PM  
**To:** Adrian Luhowy; Carol Gagné  
**Cc:** Michael Benson  
**Subject:** For review: media request Line 9 (BF 3 o'clock today)

Adrian/Carol – could you please let me know by 3 o'clock today if I can proceed with the proposed response below. Thanks, Katherine 587-538-2120

**Journalist/Publication:** Vancouver Observer

**Question(s):** I have some questions regarding the NEB's recent ruling ordering Enbridge's Line 9 project to be halted until concerns about pipeline valves at waterways were met to the board's satisfaction. I have the attached Oct. 6 NEB letter stating the board's concerns over valves.

I'm told by a Waterloo resident -- Ms. Louise Lanteigne - that she was the one who first raised this issue and was the one who primarily brought it to the board's attention. Is that true? Ms. Lanteigne has also shared with me the transcript of her submissions to the NEB hearing, where she raised this valve issue -- it is attached for your reference.

Can you confirm that she was primarily the one who brought this issue to the attention of the NEB?

**Proposed response:**

NEB processes are designed so that the NEB is presented with the complete range of views in order to make fully informed decisions in the Canadian public interest. The Board must hear from people who are directly affected by a project and from those who may have relevant information or expertise. Further, the NEB itself is made up of over 450 highly skilled experts including engineers, auditors, inspectors, environmental scientists, administrative specialists, legal support, economists, and engagement staff.

The public is an important source of local and traditional knowledge about a project's physical site and potential impacts. The recommendations, and conditions imposed, for a

project are based on the Board's review of the complete record, taking into account all information presented. There is no one source for a condition imposed.

**Pages 84 to 87  
are duplicates**

**From:** [Michael Benson](#)  
**To:** [butterflyblue@rogers.com](mailto:butterflyblue@rogers.com)  
**Subject:** Questions about the Enbridge Line 9B Leave to Open Process  
**Date:** Thursday, July 24, 2014 5:41:00 PM

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Hello Ms. Lanteigne,

I hope that you are doing well and that you are enjoying a nice summer in Ontario. I would first of all like to extend another offer to you to talk to you over the phone about your concerns. As a Process Advisor, I am able to talk to you about the different NEB processes and the options that you have to participate in these different processes. I believe that if we have a general discussion about the NEB's post-decision processes, this will allow you to identify any specific outstanding concerns. And of course, I would be more than happy to help you submit your specific outstanding concerns to the NEB in such a manner that you will be provided with a written response.

Many of your concerns are related to compliance verification activities and enforcement actions. In order to provide you with a written response (as you have insisted), here is my best attempt to provide you with the relevant information.

#### *Compliance Verification Activities (CVA)*

The NEB monitors compliance through risk-informed verification activities, including concerns identified through the investigation of incidents and from the public. Legal requirements include those which are set out in Acts, regulations, standards adopted into regulation, directives and orders of the Board, and conditions of certificates and orders. The Board uses CVAs to verify that all known non-compliances have been corrected and to gather new information about the state of compliance in a specific area of a company's operations or to investigate whether the NEB's regulated companies are taking the appropriate preventive or corrective actions. The Board's suite of CVAs includes:

- inspections (of facilities under construction or in operation);
- evaluations of emergency exercises;
- reviews of emergency procedures manuals;
- compliance meetings (to check the progress of programs or corrective actions);
- audits; and
- reviews of post-construction monitoring reports.

In order to improve access to safety and environmental information to all Canadians, the NEB proactively posts information on its CVAs with the goal of providing all relevant information, in a manner that is clear and accessible. Filings from Enbridge related to condition compliance and the leave to open application will be posted on the NEB's regulatory document index, under "Board Order and Compliance".

#### *Enforcement Actions*

The Board's objective for enforcement actions is to achieve compliance as quickly and as effectively

as possible. Achieving compliance reduces hazards and protects the safety of workers and the public, the environment and property. The NEB's guiding enforcement policy statement is the following:

- The NEB will enforce regulatory requirements to obtain compliance, deter future non-compliance, and prevent harm by using the most appropriate tool or tools available.

NEB enforcement tools are not mutually exclusive and more than one measure may be employed to obtain compliance, deter future non-compliance or to prevent incidents/accidents. When safety, security or environmental protection issues are identified, the NEB will use the most appropriate and efficient enforcement tool, including issuance of a Notice of Non-Compliance, Inspection Officer Order, Safety Order, Administrative Monetary Penalties, or taking the matter forward for Prosecution, or Revoking the Authorization.

When a violation or an unsafe condition is detected, the NEB expects immediate correction and an assessment of the root causes in order to prevent the issue from happening again. Failure to address a violation or unsafe condition can result in further NEB sanction, such as suspension of operation. The NEB publishes enforcement documents on its website.

I hope that provides you with a relevant information on the NEB's compliance verification activities and enforcement actions. If you have any additional questions please do not hesitate to contact me at the Board's toll free number 1-800-899-1265. I would be happy to talk with you again and provide you with some advice about your options to participate in ongoing NEB processes.

Regards,

**Michael Benson**

*Process Advisor | Conseiller en Processus*

*Telephone: (403) 299-1992*

*Toll Free: 1-800-899-1265*

*Email: [michael.benson@neb-one.gc.ca](mailto:michael.benson@neb-one.gc.ca)*

*National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8*

*Office national de l'énergie | 517, Dixième Avenue S.-O Calgary (Alberta) T2R 0A8*

*Government of Canada | Gouvernement du Canada*



**From:** [Michael Benson](#)  
**To:** [Amadou Sangare](#); [Adrian Luhowy](#); [Michelle Haug](#)  
**Cc:** [Zoe Pfeiffer](#); [Carol Gagné](#); [Louise Niro](#)  
**Subject:** Re: Line 9 Leave to Open Response delayed almost a year.  
**Date:** Friday, February 13, 2015 9:44:45 AM

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Thanks Amadou. Those are great additions to the letter.

Adrian, I will send the letter on Tuesday morning so you have until then to provide me with any feedback.

Michael

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**From:** Amadou Sangare  
**Sent:** Thursday, February 12, 2015 06:42 PM  
**To:** Michael Benson; Adrian Luhowy; Michelle Haug  
**Cc:** Zoe Pfeiffer; Carol Gagné; Louise Niro  
**Subject:** RE: Line 9 Leave to Open Response delayed almost a year.

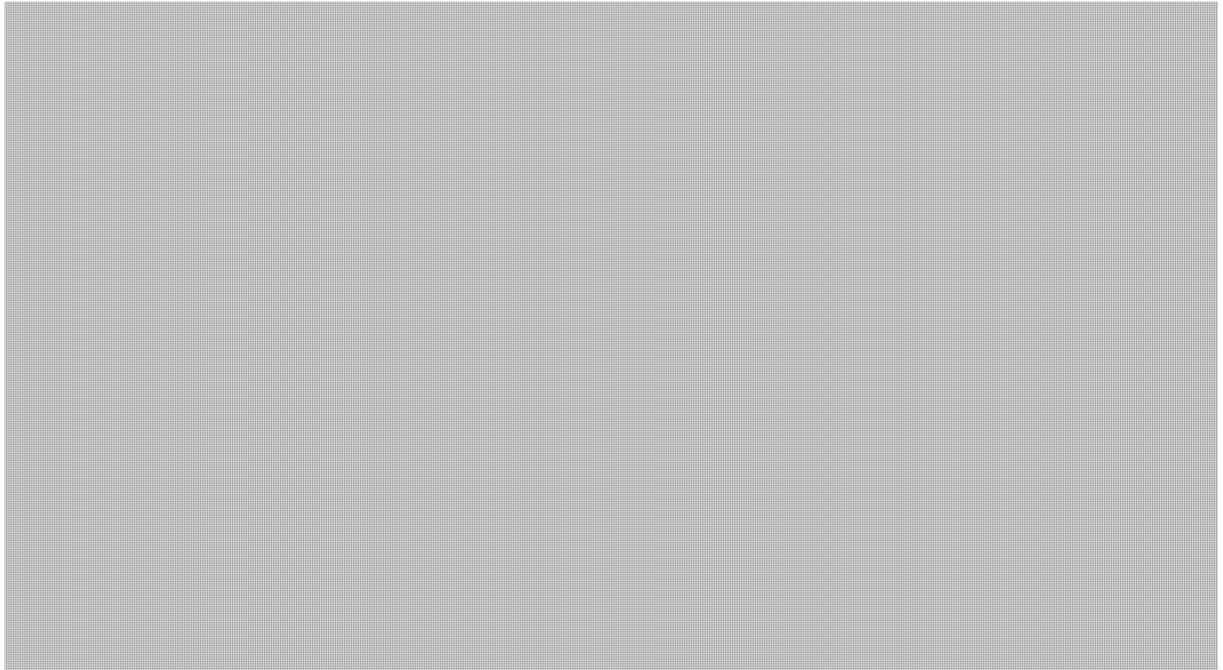
21(1)(a)

Hi Michael,

21(1)(b)

23

I would propose the following two edits:



Thanks

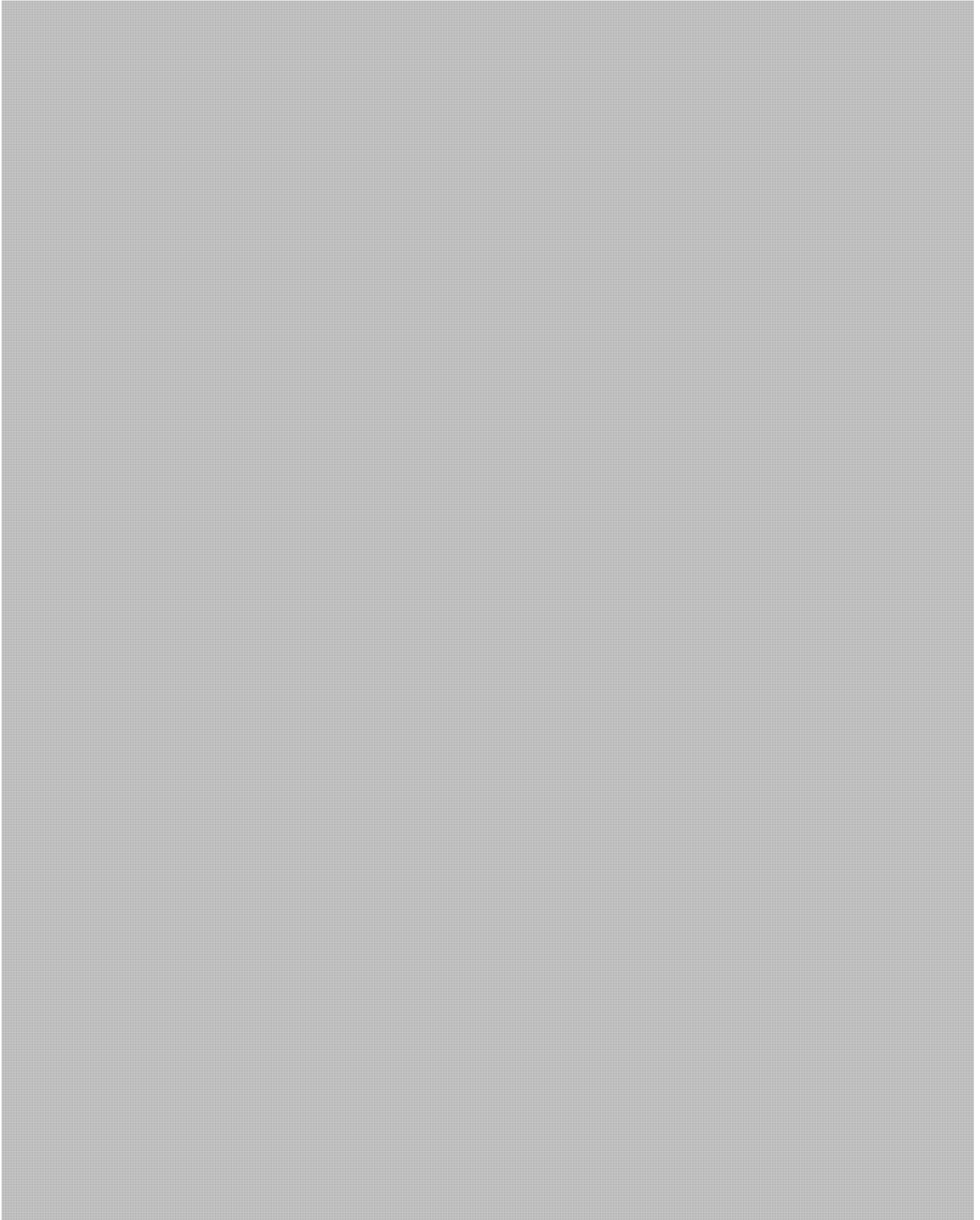
Amadou

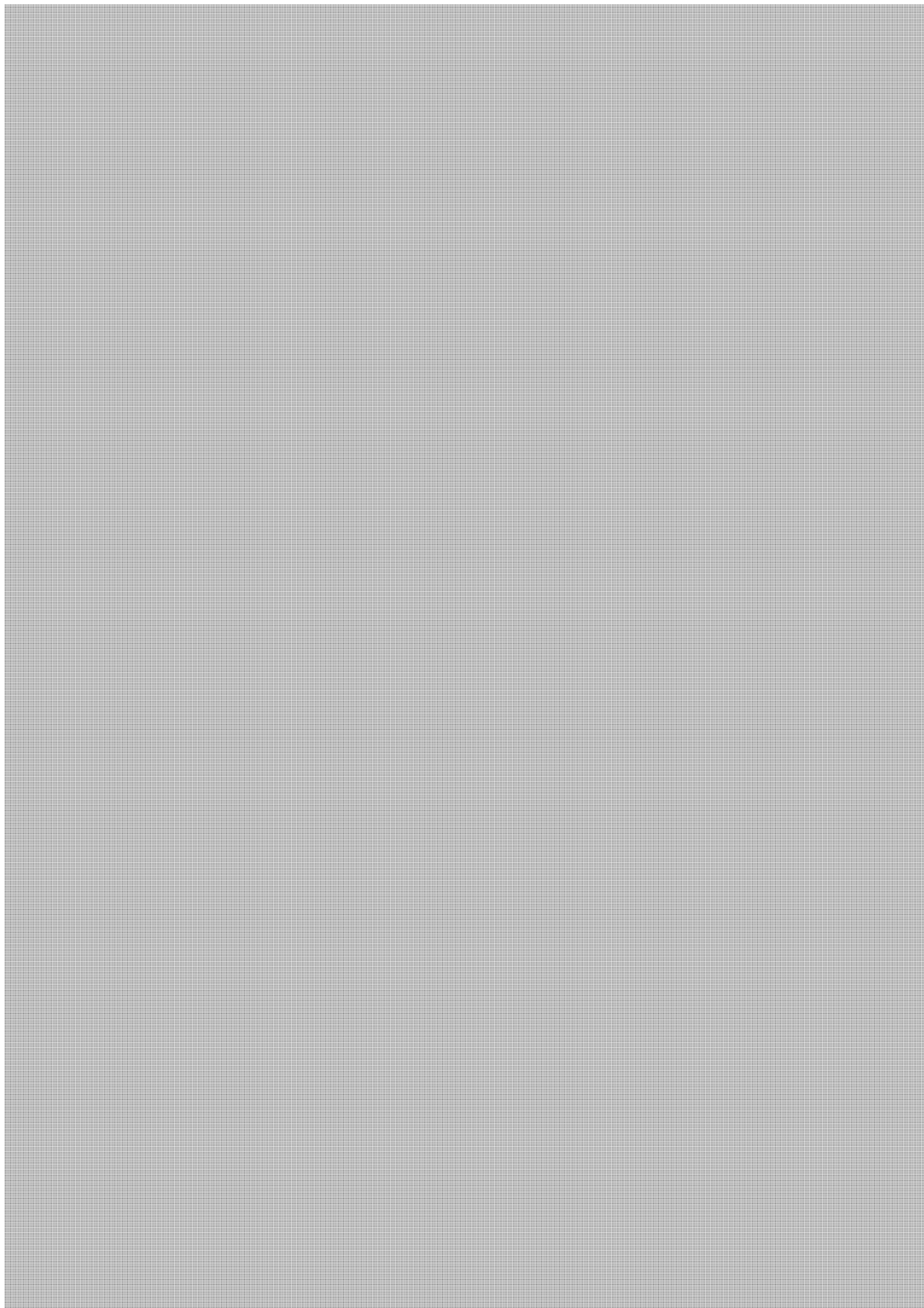
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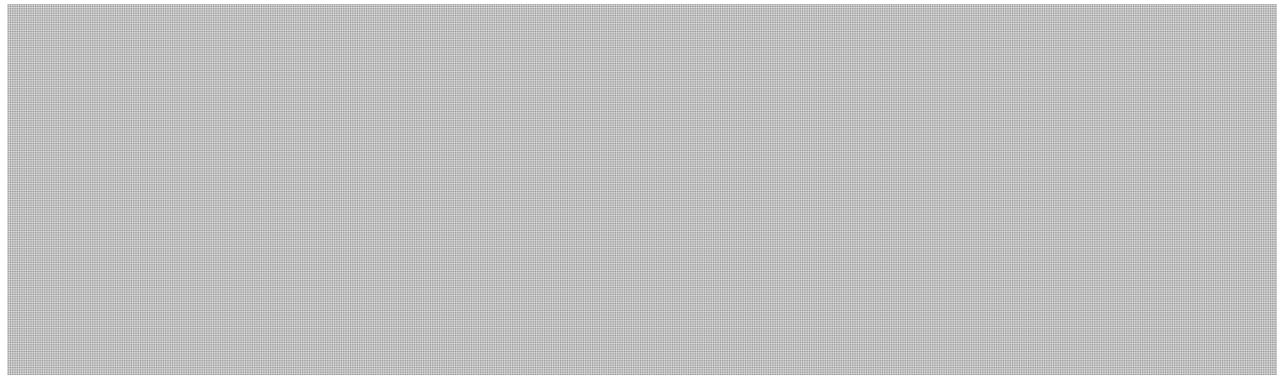
**From:** Michael Benson  
**Sent:** Thursday, February 12, 2015 3:04 PM  
**To:** Adrian Luhowy; Michelle Haug  
**Cc:** Zoe Pfeiffer; Amadou Sangare; Carol Gagné; Louise Niro

**Subject:** RE: Line 9 Leave to Open Response delayed almost a year.

Hello Adrian and Michelle,

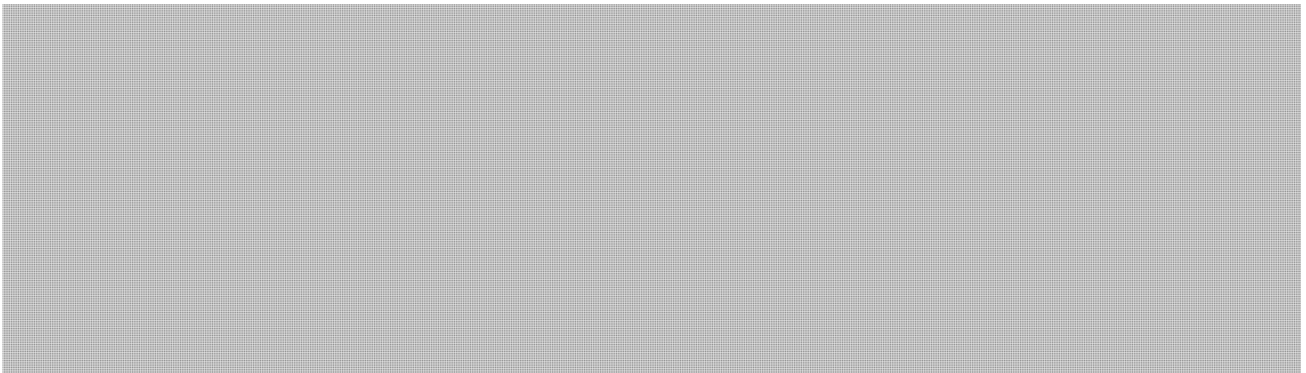






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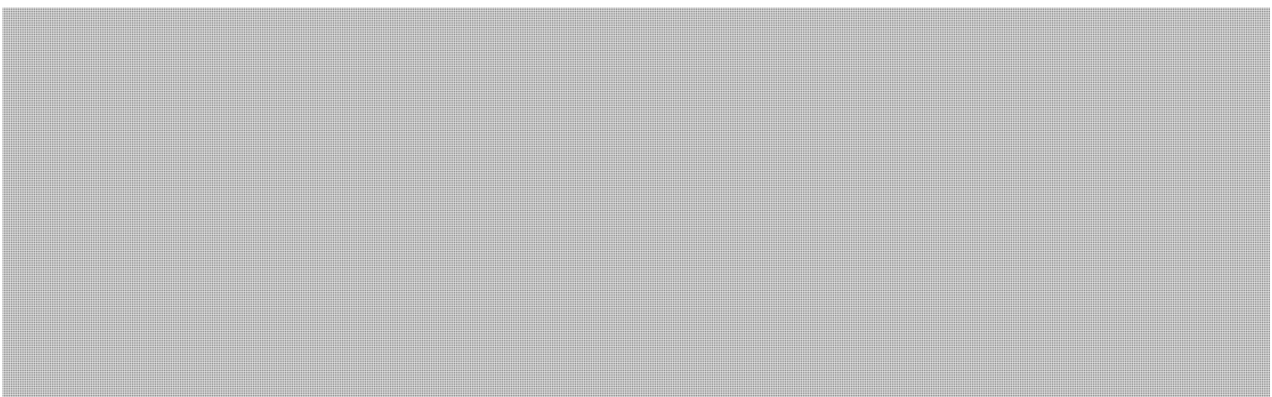
**From:** Adrian Luhowy  
**Sent:** February 11, 2015 12:41 PM  
**To:** Michael Benson  
**Cc:** Zoe Pfeiffer; Amadou Sangare; Michelle Haug; Carol Gagné; Louise Niro  
**Subject:** RE: Line 9 Leave to Open Response delayed almost a year.



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**From:** Michael Benson  
**Sent:** February-11-15 12:33 PM  
**To:** Adrian Luhowy  
**Cc:** Zoe Pfeiffer; Amadou Sangare; Michelle Haug; Carol Gagné; Louise Niro  
**Subject:** RE: Line 9 Leave to Open Response delayed almost a year.

Hello Adrian,



Michael

---

**From:** Adrian Luhowy  
**Sent:** February 11, 2015 11:16 AM  
**To:** Louise Niro  
**Cc:** Zoe Pfeiffer; Michael Benson; Amadou Sangare; Michelle Haug; Carol Gagné  
**Subject:** RE: Line 9 Leave to Open Response delayed almost a year.

21(1)(a)  
21(1)(b)  
23

Yes.

Amadou Sangare, Michelle Haug, Carol Gagne, Michael Benson

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**From:** Louise Niro  
**Sent:** February-11-15 10:42 AM  
**To:** Adrian Luhowy  
**Cc:** Zoe Pfeiffer  
**Subject:** FW: Line 9 Leave to Open Response delayed almost a year.

Adrian:

Should this attached email be sent to any other staff?

Louise

---

**From:** Secretary  
**Sent:** February 11, 2015 8:58 AM  
**To:** Sheri Young; Louise Niro; Louise George  
**Cc:** DL Communications  
**Subject:** FW: Line 9 Leave to Open Response delayed almost a year.

***Susan Abuid***

Records Classifier | Classificateur de dossiers

Information Management and Technology | Gestion de l'information et de la technologie

Enterprise Business Services | Services d'affaires de l'organisation

[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)

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Government of Canada | Gouvernement du Canada  
<http://www.neb-one.gc.ca>



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**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** February 10, 2015 9:13 PM  
**To:** Michael Benson; Secretary; [kwynne.mpp@liberal.ola.org](mailto:kwynne.mpp@liberal.ola.org); [ahorwath-co@ndp.on.ca](mailto:ahorwath-co@ndp.on.ca); [Elizabeth.May@parl.gc.ca](mailto:Elizabeth.May@parl.gc.ca); [thomas.mulcair@parl.gc.ca](mailto:thomas.mulcair@parl.gc.ca); [stephane.dion@parl.gc.ca](mailto:stephane.dion@parl.gc.ca); [linda.duncan@parl.gc.ca](mailto:linda.duncan@parl.gc.ca); [pm@pm.gc.ca](mailto:pm@pm.gc.ca)  
**Subject:** Line 9 Leave to Open Response delayed almost a year.

---

**Dear Hon. Prime Minister and Ministers as well as National Board Representatives.**

Almost a year has passed since I asked National Energy Board staff to answer basic procedural questions regarding Enbridge Line 9 and to date those questions have yet to be answered. I wanted to learn more about the Leave to Open process and now that Enbridge has already applied I am eager to get the responses. Time is of the essence.

Below is the email I sent to Mr. Michael Benson on March 13 2014. I will relay the fact that he did send me several emails stating he would follow up and he invited me to speak with him on the phone but I requested writing as my preferred method of communication. To date I have yet to get a written response. I wrote several times requesting this data.

These are procedural questions. It does not involve any disclosure of personal information or confidential materials. It is beyond me why there is such a huge delay on this issue but again I will, in good faith present the same questions to everyone in hopes that I will finally get the answers.

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave  
Waterloo Ont.  
N2V 2L2

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** March 13, 2014 1:46 PM  
**To:** Michael Benson; [kwynne.mpp@liberal.ola.org](mailto:kwynne.mpp@liberal.ola.org); [ahorwath-co@ndp.on.ca](mailto:ahorwath-co@ndp.on.ca); [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); [Elizabeth.May@parl.gc.ca](mailto:Elizabeth.May@parl.gc.ca); [thomas.mulcair@parl.gc.ca](mailto:thomas.mulcair@parl.gc.ca); [stephane.dion@parl.gc.ca](mailto:stephane.dion@parl.gc.ca); [linda.duncan@parl.gc.ca](mailto:linda.duncan@parl.gc.ca); [jbradley.mpp.co@liberal.ola.org](mailto:jbradley.mpp.co@liberal.ola.org); [jspears@thestar.ca](mailto:jspears@thestar.ca); [gmercier@therecord.com](mailto:gmercier@therecord.com); [jgerretsen.mpp@liberal.ola.org](mailto:jgerretsen.mpp@liberal.ola.org); [pm@pm.gc.ca](mailto:pm@pm.gc.ca); [Leona.Aglukkaq@parl.gc.ca](mailto:Leona.Aglukkaq@parl.gc.ca); [catherinefife@on.ndp.ca](mailto:catherinefife@on.ndp.ca)  
**Subject:** Question about Line 9 ruling and Leave to Open

Hello Mr. Benson

It's delegate Louise Lantaigne of the Line 9 hearing. I read through the ruling and I'm trying to better understand what it means. The NEB ruling mandates a new application is needed for the Leave to Open process, that a request to bypass this was denied. I went to the NEB website and it sets the following conditions to secure Leave to Open such as

- confirmation that the test pressure did not fall below 97.5 percent of the minimum strength test pressure; and
- details regarding any unsuccessful pressure tests, including the cause of the test failure.
- a statement that hydrostatic testing was completed and found acceptable;

In light of this I have the following questions.

1. Is the Leave To Open application applicable to only to Line phase B or is it required to review the totality of Line 9 from Sarnia to Westover?
2. How is the scope of the test area determined and by whom? Is the criteria defined in a policy or is it based on discretionary powers?
3. Does Enbridge have the procedural ability to request a limited the scope of these tests?
4. Can the public at any point view the findings of the pressure tests both successful and unsuccessful? If so what protocol is used to access this data?
5. Is there any public input during the application phase of Leave to Open? If so I would like to be notified of this process.

Also in regards to the agreed upon conditions as outlined in the Line 9 ruling beyond the Leave to Open issue

6. What measures are in place to secure that the conditions have been reasonably met? Is there a sign off point or submission of documented proof required to show these tasks have been completed?
7. If there is written proof required to show that conditions have been reasonably met, what protocol can the public use to review that data?
8. When it comes to NEB rulings, if the conditions are not met, what are the consequences of non compliance?
9. What agencies are responsible to enforce NEB rulings?
10. If the public witnesses non compliance to an NEB ruling, is it up to them to pay out of pocket to raise matters in the courts or is it the responsibility of the NEB to facilitate corrective action and/or charges?

I ask these questions because I secured concessions at the Ontario Municipal Board in the past, witnessed violations and was told if I wanted to seek contempt charges it was up to me to pay out of pocket to raise the concern in the courts. After paying over \$20,000 for the OMB process I could not reasonably afford to do it so I was left watching the damages get done as this firm got away with it without any adverse consequences.

I pray that the NEB does not have the same procedural weakness as the Ontario Municipal Board to

rely on concerned citizens to enforce these very important rulings. Canada deserves better than that to protect our national interest, communities and water supplies.

I have taken the time to forward this to others who know of my concerns who may also share the desire to hear the response of these same questions.

Please respond to all of us in writing in a timely manner.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2



**From:** [Kristen Lozynsky](#)  
**To:** [Amanda Harwood](#); [Darcie Harding](#); [Erin Dutcher](#); [Jeff Toews](#); [Zoe Pfeiffer](#)  
**Cc:** [Carol Gagné](#); [Christine Beauchemin](#)  
**Subject:** ATP Excel Sheets  
**Date:** Wednesday, February 25, 2015 3:16:33 PM  
**Attachments:** [2 NEB DM PROD-#843882-v1-Energy East - Criteria for Standing - Table.XLS](#)  
[2 NEB DM PROD-#848685-v1-Comments on EML ATP Test Batch.XLS](#)

---

21(1)(a)  
21(1)(b)  
23

Hi there,

Kristen Lozynsky  
Counsel | Avocate  
Legal Services | Services juridiques  
National Energy Board | Office national de l'énergie  
517 Tenth Avenue SW | 517 Dixième Avenue SO  
Calgary, Alberta T2R 0A8  
Telephone | Téléphone: 403-299-3170  
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**Page 100**  
**is withheld pursuant to sections**

**21(1)(a), 21(1)(b), 23**

**of the Access to Information Act**

# Atp Assessment for Energy East Project and Asset Transfer

Full Name	Filing Id	File Date	Organization	Interest/Expertise	Requested
	<a href="#"><u>A65690</u></a>	2015-02-03		Directly Affected	Intervenor
	<a href="#"><u>A65695</u></a>	2015-02-03	Kinistin Sauteaux Nation	Directly Affected	Intervenor
	<a href="#"><u>A65691</u></a>	2015-02-03		Has Relevant Information	Commenter
	<a href="#"><u>A65701</u></a>	2015-02-03		Has Relevant Information	Commenter
	<a href="#"><u>A65704</u></a>	2015-02-03		Directly Affected, Has Relevant Information	Commenter

	<u>A65699</u>	2015-02-03		Directly Affected	Intervenor
	<u>A65712</u>	2015-02-03		Directly Affected	Intervenor
	<u>A65711</u>	2015-02-03	Josie Lane Landowners	Directly Affected	Intervenor
	<u>A65718</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65715</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65716</u>	2015-02-04		Directly Affected	Commenter
	<u>A65720</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65717</u>	2015-02-04		Directly Affected	Intervenor

	<u>A65721</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65725</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65730</u>	2015-02-04		Directly Affected	Intervenor
<u>Louissette Lanteigne</u>	<u>A65726</u>	2015-02-04		Has Relevant Information	Intervenor
	<u>A65727</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65728</u>	2015-02-04		Directly Affected, Has Relevant Information	Commenter
	<u>A65735</u>	2015-02-04		Directly Affected	Intervenor

	<u>A65731</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65741</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65738</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65740</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65742</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65745</u>	2015-02-04		Directly Affected	Intervenor

	<u>A65746</u>	2015-02-04		Directly Affected	Intervenor
	<u>A65747</u>	2015-02-05		Directly Affected	Intervenor
	<u>A65752</u>	2015-02-05	Fort William First Nation	Directly Affected, Has Relevant Information	Intervenor
	<u>A65751</u>	2015-02-05		Directly Affected	Intervenor
	<u>A65750</u>	2015-02-05		Directly Affected	Commenter
	<u>A65753</u>	2015-02-05		Directly Affected	Intervenor
	<u>A65761</u>	2015-02-05		Directly Affected	Intervenor



	<u>A65771</u>	2015-02-05	Directly Affected, Has Relevant Information	Intervenor
	<u>A65769</u>	2015-02-05	Directly Affected	Intervenor
	<u>A65770</u>	2015-02-05	Directly Affected	Intervenor
	<u>A65772</u>	2015-02-05	Directly Affected	Intervenor
	<u>A65774</u>	2015-02-05	Directly Affected	Commenter
	<u>A65775</u>	2015-02-05	Directly Affected, Has Relevant Information	Commenter

	<u>A65776</u>	2015-02-05		Directly Affected	Intervenor
	<u>A65778</u>	2015-02-05		Directly Affected	Commenter
	<u>A65911</u>	2015-02-10	Trout Lake Conservation Association	Has Relevant Information	Commenter
	<u>A65786</u>	2015-02-06		Directly Affected, Has Relevant Information	Commenter
	<u>A65790</u>	2015-02-06		Directly Affected	Intervenor
	<u>A65791</u>	2015-02-06		Directly Affected	Intervenor
	<u>A65801</u>	2015-02-06		Directly Affected	Intervenor

	<u>A65816</u>	2015-02-06		Directly Affected	Intervenor
	<u>A65822</u>	2015-02-06		Directly Affected	Intervenor
	<u>A66061</u>	2015-02-12	Total E&P Canada Ltd.	Directly Affected	Intervenor
	<u>A65824</u>	2015-02-06		Directly Affected	Commenter
	<u>A65825</u>	2015-02-06		Directly Affected	Intervenor
	<u>A65841</u>	2015-02-08		Directly Affected	Intervenor
	<u>A65846</u>	2015-02-09		Has Relevant Information	Intervenor
	<u>A65843</u>	2015-02-08		Directly Affected	Intervenor

	<u>A65847</u>	2015-02-09	MRC de Témiscouata	Directly Affected, Has Relevant Information	Intervenor
	<u>A65849</u>	2015-02-09	St. Mary's First Nation	Directly Affected	Intervenor
	<u>A65877</u>	2015-02-09		Has Relevant Information	Intervenor
	<u>A65860</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65859</u>	2015-02-09		Directly Affected	Intervenor

	<u>A65872</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65870</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65863</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65862</u>	2015-02-09		Directly Affected	Commenter

	<u>A65875</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65869</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65879</u>	2015-02-09		Directly Affected	Commenter

	<u>A65881</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65883</u>	2015-02-09		Directly Affected	Intervenor
	<u>A65890</u>	2015-02-09		Directly Affected	Commenter
	<u>A65885</u>	2015-02-09		Directly Affected, Has Relevant Information	Commenter

	<u>A65913</u>	2015-02-10		Directly Affected	Commenter
	<u>A65923</u>	2015-02-10		Directly Affected	Intervenor
	<u>A65927</u>	2015-02-10		Has Relevant Information	Commenter
	<u>A65941</u>	2015-02-10		Directly Affected, Has Relevant Information	Intervenor
	<u>A65946</u>	2015-02-10		Directly Affected	Intervenor



	<u>A65943</u>	2015-02-10		Directly Affected, Has Relevant Information	Intervenor
	<u>A65994</u>	2015-02-10		Directly Affected	Intervenor
	<u>A65966</u>	2015-02-10		Directly Affected	Intervenor
	<u>A66020</u>	2015-02-11	Families Against Climate	Directly Affected	Commenter
	<u>A66024</u>	2015-02-11	Comité de vigilance environnemental de l'est de Montréal	Directly Affected, Has Relevant Information	Intervenor
	<u>A66130</u>	2015-02-13	Alberta Northeast Gas Limited	Directly Affected	Intervenor
	<u>A66336</u>	2015-02-18	Bathurst Street United Church	Directly Affected, Has Relevant Information	Intervenor

Legal Advice: Solicitor Client Privileged

**Pages 115 to 128  
are withheld pursuant to sections**

**21(1)(a), 21(1)(b), 23**

**of the Access to Information Act**

Full Name	Filing Id	File Date	Organization	Interest/E xpertise	Requested	PWG Recomme nded	Staff Analysis	LSU Analysis		
	<a href="#">A65694</a>	2015-02-03	Josie Lane Landowners	Directly Affected	Intervenor					
	<a href="#">A65749</a>	2015-02-05		Directly Affected	Commenter					
	<a href="#">A66307</a>	2015-02-18	Wicehtowak Limnos Consulting Services Ltd.	Directly Affected, Has Relevant Information	Intervenor					
	<a href="#">A65777</a>	2015-02-05		Directly Affected	Commenter					
	<a href="#">A65882</a>	2015-02-09		Has Relevant Information	Commenter					
	<a href="#">A66368</a>	2015-02-19	MRC de Mirabel	Directly Affected	Intervenor					
	<a href="#">A66017</a>	2015-02-11		Directly Affected	Commenter					
	<a href="#">A66049</a>	2015-02-11	Gouvernement du Québec, Procureur général du Québec	Directly Affected, Has Relevant Information	Intervenor					
	<a href="#">A66110</a>	2015-02-12		Has Relevant Information	Commenter					
	<a href="#">A66350</a>	2015-02-19	Regroupement des organismes de bassins versants du Québec	Has Relevant Information	Intervenor					

\*Note, we will not be able to account for the transfer over to Energy East in the system, so we will have to manually add these parties in somehow if the two processes are kept separate.

## Atp Assessment for TCPL Eastern Mainline Project (GH-001-2)

Full Name	Filing Id	File Date	Organization	Interest/Experience	Requested	PWG Recommended
	<a href="#">A65694</a>	2015-02-03	Josie Lane Landowners	Directly Affected	Intervenor	
	<a href="#">A65749</a>	2015-02-05		Directly Affected	Commenter	
	<a href="#">A66307</a>	2015-02-18	Wicehtowak Limnos Consulting Services Ltd.	Directly Affected, Has Relevant Information	Intervenor	
	<a href="#">A65777</a>	2015-02-05		Directly Affected	Commenter	
	<a href="#">A65882</a>	2015-02-09		Has Relevant Information	Commenter	
	<a href="#">A66368</a>	2015-02-19	MRC de Mirabel	Directly Affected	Intervenor	
	<a href="#">A66017</a>	2015-02-11		Directly Affected	Commenter	
	<a href="#">A66049</a>	2015-02-11	Gouvernement du Québec, Procureur général du Québec	Directly Affected, Has Relevant Information	Intervenor	

	<u>A66110</u>	2015-02-12		Has Relevant Information	Commenter	
	<u>A66350</u>	2015-02-19	Regroupement des organismes de bassins versants du Québec	Has Relevant Information	Intervenir	

Legal Advice: Solicitor Client Privileged

**Pages 132 to 133  
are withheld pursuant to sections**

**21(1)(a), 21(1)(b), 23**

**of the Access to Information Act**

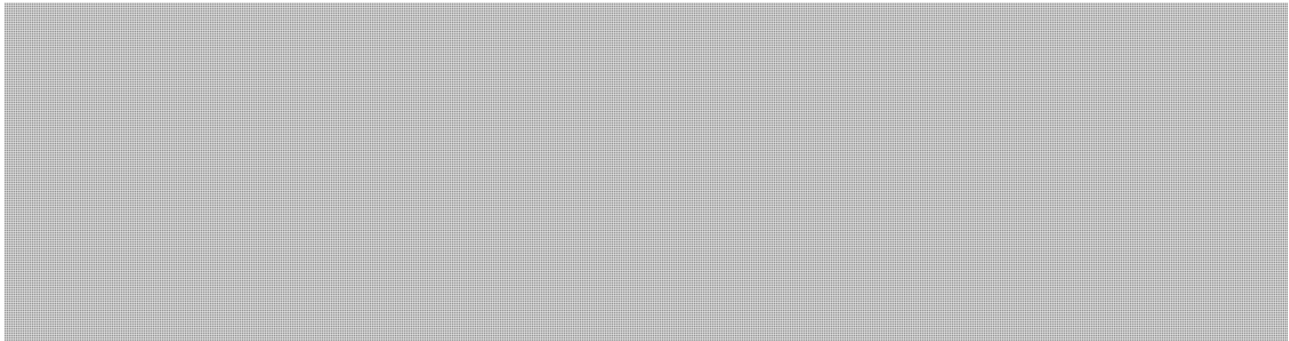
21(1)(a)

21(1)(b)

23

**From:** [Darcie Harding](#)  
**To:** [Kristen Lozynsky](#); [Zoe Pfeiffer](#); [Jeff Toews](#); [Erin Dutcher](#)  
**Cc:** [Christine Beauchemin](#); [Carol Gagné](#)  
**Subject:** RE: ATP  
**Date:** Friday, February 27, 2015 1:51:01 PM

---



Darcie

---

**From:** Kristen Lozynsky  
**Sent:** February 26, 2015 5:54 PM  
**To:** Darcie Harding; Zoe Pfeiffer; Jeff Toews; Erin Dutcher  
**Cc:** Christine Beauchemin; Carol Gagné  
**Subject:** ATP



21(1)(a)

21(1)(b)

23

Carol is in tomorrow and will answer any questions you may have.

Thanks,

Kristen

Kristen Lozynsky  
Counsel | Avocate  
Legal Services | Services juridiques  
National Energy Board | Office national de l'énergie  
517 Tenth Avenue SW | 517 Dixième Avenue SO  
Calgary, Alberta T2R 0A8  
Telephone | Téléphone: 403-299-3170  
Facsimile | Télécopieur: 403-299-2710  
Email | Courriel: [Kristen.Lozynsky@neb-one.gc.ca](mailto:Kristen.Lozynsky@neb-one.gc.ca)



**From:** [Darcie Harding](#)  
**To:** [DL Energy East Panel](#)  
**Subject:** Energy East and EML - Materials for 4 March Panel Meeting  
**Date:** Friday, February 27, 2015 11:31:35 AM  
**Attachments:** [NEB DM PROD-#847789-v2-Energy East - Panel Memo - ATP Test Batch.pdf](#)  
[NEB DM PROD - 843882 - Energy East - Criteria for Standing - Table.XLS](#)  
[NEB DM PROD - 811244 - TCPL Eastern Mainline - Criteria for Standing - DRAFT.XLS](#)

---

Good morning Panel,

Please find attached the documentation for the Panel meeting next week – to review a batch of ATPs and validate the criteria for standing.

We are happy to answer any questions at the meeting but you may wish to email them in advance.

Thanks,

Darcie

Darcie Harding  
Hearing Manager  
Applications  
Phone: 403-299-3318  
BB: 403-617-1263

**Pages 137 to 139  
are withheld pursuant to sections**

**21(1)(a), 21(1)(b)**

**of the Access to Information Act**

**Page 140**  
**is withheld pursuant to sections**

**21(1)(a), 21(1)(b), 23**

**of the Access to Information Act**

**From:** [Lyne Mercier](#)  
**To:** [Mark Watton](#)  
**Cc:** [Rob Cohen](#); [Sheri Young](#); [Carol Gagné](#)  
**Subject:** RE: Question re Ms. Lanteigne's Access to Information request and related media coverage  
**Date:** Wednesday, April 29, 2015 1:13:34 PM

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Mark,  
Thanks for the explanation.  
No I do not require more.  
I trust someone will do the appropriate follow up to her request.

*Lyne Mercier*

Vice-Chair

403-299-3734

[Lyne.mercier@neb-one.gc.ca](mailto:Lyne.mercier@neb-one.gc.ca)



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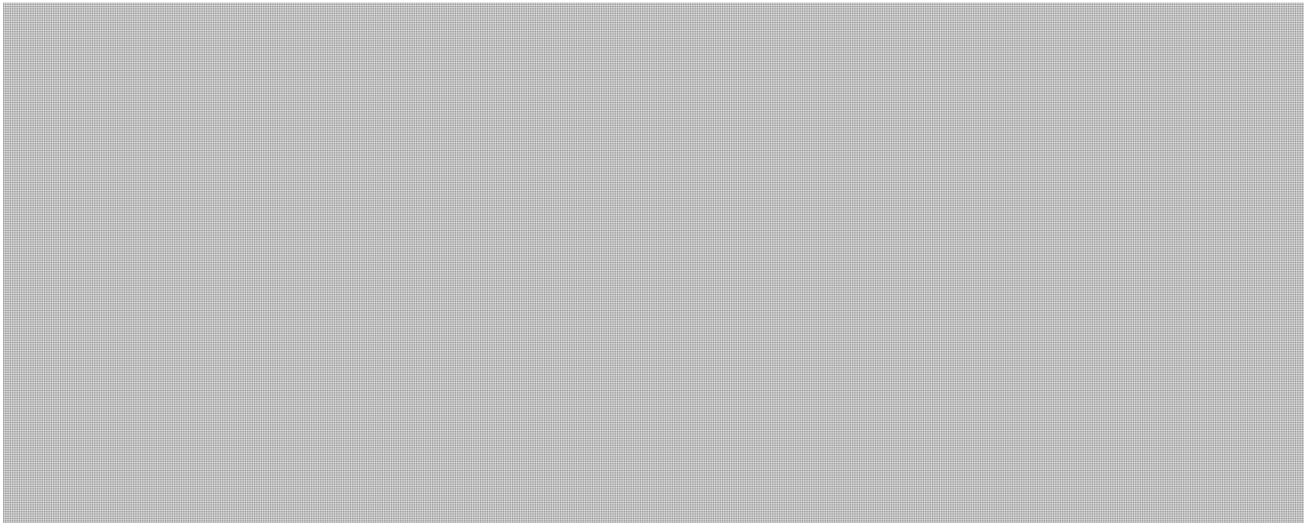
**From:** Mark Watton  
**Sent:** April 29, 2015 12:20 PM  
**To:** Lyne Mercier  
**Cc:** Rob Cohen; Sheri Young; Carol Gagné  
**Subject:** Question re Ms. Lanteigne's Access to Information request and related media coverage

21(1)(a)

21(1)(b)

23

Lyne,



Please let me know if you require anything further.

Mark Watton

**From:** Parvez Khan  
**To:** Katherine L. Murphy; Adrian Luhowy; Carol Gagné; Michael Benson  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert  
**Date:** Thursday, April 30, 2015 10:27:35 AM  
**Attachments:** RE tests hydrostatiques.msg

P

**From:** Katherine L. Murphy - Communications  
**Sent:** Thursday, April 30, 2015 9:52 AM  
**To:** Adrian Luhowy; Carol Gagné; Parvez Khan; Michael Benson  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert

K

**From:** Adrian Luhowy  
**Sent:** Thursday, April 30, 2015 9:48 AM  
**To:** Carol Gagné; Parvez Khan; Michael Benson; Katherine L. Murphy - Communications  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

**From:** Secretary  
**Sent:** Thursday, April 30, 2015 8:47 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Douglas Channel LNG PWG  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

OF-Fac-Oil-E101-2012-10 05

**Susan Abuid**

Records Classifier | Classificateur de dossiers  
 Information Management and Technology | Gestion de l'information et de la technologie  
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**National Energy Board | Office national de l'énergie**  
 517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
 Telephone | Téléphone 403-608-7541  
 Facsimile | Télécopieur 403-292-5503  
 Government of Canada | Gouvernement du Canada  
<http://www.neb-one.gc.ca>



**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** April 29, 2015 6:53 PM  
**To:** Secretary; Tom Mulcair; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Elizabeth May; Prime Minister/Premier Ministre; DionStéphane [NCR]; [ahorwath-co@ndp.on.ca](mailto:ahorwath-co@ndp.on.ca); [minister.moe@ontario.ca](mailto:minister.moe@ontario.ca); [premier@ontario.ca](mailto:premier@ontario.ca); [greg.rickford@parl.gc.ca](mailto:greg.rickford@parl.gc.ca)  
**Subject:** Enbridge Line 9 Risks noted by pipeline expert

Dear Hon. Prime Minister and Ministers

Richard Kuprewicz is an independent pipeline expert from the US with over 40 years experience in the industry. His Accufacts report was submitted as sworn evidence during the NEB Line 9 hearings. He states there is over 90% Probability of Line 9 Rupture and here is a brief summary of the reasons:

<http://line9communities.com/key-points/>

A conference organized by Citoyens Au Courant was held in Cornwall last year with R. Kuprewicz. The meeting lasted approx 1 hour and the video of the entire meeting is on youtube here:

[https://www.youtube.com/watch?v=G\\_40M4U1VAo&feature=youtu.beRock](https://www.youtube.com/watch?v=G_40M4U1VAo&feature=youtu.beRock)

Enbridge has said publicly that a hydrotest is not needed and could cause unnecessary damage.

[http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge\\_ramps\\_up\\_repairs\\_on\\_controversial\\_line\\_9\\_pipeline.html](http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge_ramps_up_repairs_on_controversial_line_9_pipeline.html)

Mr. Kuprewicz states there is no evidence presented to suggest that hydrostatic testing can damage a pipeline. Look at 19min of that Youtube video.

He states reversing flow or changing fuel types in pipe, augments where pressure is applied inside the pipe. This line already experience reversal of flow once previously. That process required hydrostatic testing and it was done without issue by Enbridge With the Line 9 B proposal, Enbridge wants to reverse flow again and introduce a different fuel type: diluted bitumen. Why are they now saying a hydrostatic test is not needed?

He states Canadian Pipeline Regulations are an illusion at 45:28 minutes into the video. Being a delegate of the Line 9 hearings I agree. I secured documents from the NEB using freedom of information that showed how the NEB hearing manager stated the lack of cross exam regarding the technical merits of engineering concerns and integrity issues was deemed a "success".

I notified the press and a story was done on this:

<http://www.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>

The NEB hearing completely negated our ability to cross examine Enbridge or merits of the pipe which is in my view is completely unreasonable. I also witnessed the NEB's clear disregard for Crown consultation with First Nations which violated Treaty, Charter and Constitutional rights.

Another concern raised in the video with Mr. Kuprewicz notes that blasting to install a pipeline through solid rock can damage other pipeline lines in the area. As they install Energy East through rock in close proximity to Line 9 to the West of Montreal, there are significant risks. See 59.22 in video and view attachment for a photo where the lines meet in close proximity.

At the end of the video Mr. Kuprewicz states the only likely reason why Enbridge doesn't want to do hydrostatic testing is that this line would fail the test. As a fellow delegate of the Line 9 hearing I could not agree more.

We need hydrostatic testing strictly mandated with this project to protect Canadian interests. We have more to loose in allowing a rupture and assuming the costs overruns than we do in paying a quarter of a million dollars to do the job right.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**Pages 144 to 148  
are not relevant**

21(1)(a)

21(1)(b)

23

**From:** [Adrian Luhowy](#)  
**To:** [Katherine L. Murphy](#); [Parvez Khan](#); [Carol Gagné](#); [Michael Benson](#)  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert  
**Date:** Friday, May 01, 2015 10:23:43 AM

---

Love this!

The Board is currently considering Enbridge's leave to open application. When examining whether Leave to Open should be granted the Board examines in detail whether the pipeline is safe to operate and the Board's decision on leave to open will be made public.

[REDACTED]

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**From:** Katherine L. Murphy - Communications  
**Sent:** April-30-15 12:36 PM  
**To:** Parvez Khan; Adrian Luhowy; Carol Gagné; Michael Benson  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert

I don't believe Adrian nor I scrolled down to see that it wasn't directed to us.... So agreed not to respond in this instance.

[REDACTED]

K.

---

**From:** Parvez Khan  
**Sent:** Thursday, April 30, 2015 10:28 AM  
**To:** Katherine L. Murphy - Communications; Adrian Luhowy; Carol Gagné; Michael Benson  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert

[REDACTED]

P

---

**From:** Katherine L. Murphy - Communications  
**Sent:** Thursday, April 30, 2015 9:52 AM  
**To:** Adrian Luhowy; Carol Gagné; Parvez Khan; Michael Benson  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert

[REDACTED]

K

---

**From:** Adrian Luhowy  
**Sent:** Thursday, April 30, 2015 9:48 AM  
**To:** Carol Gagné; Parvez Khan; Michael Benson; Katherine L. Murphy - Communications  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

[REDACTED]

---

**From:** Secretary  
**Sent:** Thursday, April 30, 2015 8:47 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Douglas Channel LNG PWG  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

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**Susan Abuid**

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Information Management and Technology | Gestion de l'information et de la technologie  
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Facsimile | Télécopieur 403-292-5503  
Government of Canada | Gouvernement du Canada  
<http://www.neb-one.gc.ca>



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**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** April 29, 2015 6:53 PM  
**To:** Secretary; Tom Mulcair; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Elizabeth May; Prime Minister/Premier Ministre; DionStéphane [NCR]; [ahonwath-co@ndp.on.ca](mailto:ahonwath-co@ndp.on.ca); [minister.moe@ontario.ca](mailto:minister.moe@ontario.ca); [premier@ontario.ca](mailto:premier@ontario.ca); [greg.rickford@parl.gc.ca](mailto:greg.rickford@parl.gc.ca)  
**Subject:** Enbridge Line 9 Risks noted by pipeline expert

Dear Hon. Prime Minister and Ministers

Richard Kuprewicz is an independent pipeline expert from the US with over 40 years experience in the industry. His Accufacts report was submitted as sworn evidence during the NEB Line 9 hearings. He states there is over 90% Probability of Line 9 Rupture and here is a brief summary of the reasons:  
<http://line9communities.com/key-points/>

A conference organized by Citoyens Au Courant was held in Cornwall last year with R. Kuprewicz. The meeting lasted approx 1 hour and the video of the entire meeting is on youtube here:  
[https://www.youtube.com/watch?v=G\\_40M4UfVAo&feature=youtu.beRock](https://www.youtube.com/watch?v=G_40M4UfVAo&feature=youtu.beRock)

Enbridge has said publicly that a hydrotest is not needed and could cause unnecessary damage.  
[http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge\\_ramps\\_up\\_repairs\\_on\\_controversial\\_line\\_9\\_pipeline.html](http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge_ramps_up_repairs_on_controversial_line_9_pipeline.html)

Mr. Kuprewicz states there is no evidence presented to suggest that hydrostatic testing can damage a pipeline. Look at 19min of that Youtube video.

He states reversing flow or changing fuel types in pipe, augments where pressure is applied inside the pipe. This line already experience reversal of flow once previously. That process required hydrostatic testing and it was done without issue by Enbridge With the Line 9 B proposal, Enbridge wants to reverse flow again and introduce a different fuel type: diluted bitumen. Why are they now saying a hydrostatic test is not needed?

He states Canadian Pipeline Regulations are an illusion at 45:28 minutes into the video. Being a delegate of the Line 9 hearings I agree. I secured documents from the NEB using freedom of information that showed how the NEB hearing manager stated the lack of cross exam regarding the technical merits of engineering concerns and integrity issues was deemed a "success".  
I notified the press and a story was done on this:

<http://www.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>

The NEB hearing completely negated our ability to cross examine Enbridge or merits of the pipe which is in my view is completely unreasonable. I also witnessed the NEB's clear disregard for Crown consultation with First Nations which violated Treaty, Charter and Constitutional rights.

Another concern raised in the video with Mr. Kuprewicz notes that blasting to install a pipeline through solid rock can damage other pipeline lines in the area. As they install Energy East through rock in close proximity to Line 9 to the West of Montreal, there are significant risks. See 59.22 in video and view attachment for a photo where the lines meet in close proximity.

At the end of the video Mr. Kuprewicz states the only likely reason why Enbridge doesn't want to do hydrostatic testing is that this line would fail the test. As a fellow delegate of the Line 9 hearing I could not agree more.

We need hydrostatic testing strictly mandated with this project to protect Canadian interests. We have more to loose in allowing a rupture and assuming the costs overruns than we do in paying a quarter of a million dollars to do the job right.

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave.

Waterloo Ont.  
N2V 2L2

**From:** [Jean-Denis Charlebois](#)  
**To:** ["Louisette Lanteigne"](#)  
**Cc:** [Secretary](#)  
**Subject:** RE: Procedural question regarding Line 9B hearing  
**Date:** Tuesday, May 05, 2015 10:10:32 AM

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Ms. Lanteigne,

Thank you for your continued interest in NEB matters. The Board held hearings for both Line 9 applications that included written questioning on Enbridge's evidence, in which you participated. After reviewing all the evidence received from the participants and Enbridge, the Board made a decision on Line 9B, with reasons that were released on March 6, 2014 and are available on the Board's website. The issues you raise were considered by the Board when the decision was made. The Board makes process decisions on a case-by-case basis to best consider the applications it receives.

The Board is currently considering Enbridge's leave to open application for Line 9B. When considering whether Leave to Open should be granted, the Board examines in detail whether the pipeline is safe to operate. The Board's decision on leave to open and the reasons for that decision will be made public.

Best regards,

Jean-Denis

**Jean-Denis Charlebois, CFA**

Director | Directeur

Regional Office | Bureau régional

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National Energy Board | Office national de l'énergie

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Montréal (Québec) H3A 3C2

Government of Canada | Gouvernement du Canada

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**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** 28 avril 2015 10:55

**To:** Secretary

**Subject:** Procedural question regarding Line 9B hearing

My name is Louise Lanteigne and I participated in both Line 9A and Line 9B NEB hearings.

I secured documents using Freedom of Information that shows how NEB Hearing Manager for Oil Pipeline Applications told colleagues, "Having only final oral

argument and no cross examination worked well in this case, due to the highly technical issues regarding engineering and integrity."

Visit here for details. <http://www3.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>

The company applying for the permit to reverse flow has the function to build, manage and maintains pipelines. To exclude cross exam on technical merits, engineering or structural integrity basically implies that all the work they do is outside of the scope of the hearing! This defies common sense. If the technical aspects of the actual pipe are not subject to cross exam of experts at the hearing, than what is the hearing about? If we can't raise concern on structural integrity with the NEB, where do we go? Please tell me because I am at a loss.

Personally I don't care if it's the NEB or the TSB or RCMP that I've got to speak with. All I care is the fact that if this pipe runs as planned, at 1000 psi without hydrostatic testing, it's going to blow out. The integrity data shows that is 90% likely because of the crack clusters and thinning of the pipe.

Who do we speak with to prevent this disaster if not the NEB? Please advise.

Who specifically instructed NEB staff to omit the cross examination of Enbridge at the Line 9B hearing? I want that answer too.

I request a written response. Please answer in a timely manner or I will proceed to use FOI to secure a written response from the NEB.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**Pages 154 to 155  
are withheld pursuant to sections**

**21(1)(a), 21(1)(b)**

**of the Access to Information Act**

19(1)  
21(1)(a)  
21(1)(b)  
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	Full Name	Filing Id	File Date	Organization	Interest/Expertise	Requested	PWG Recommended	Staff and LSU Analysis/Notes
1		<a href="#">A68175</a>	2015-03-03	Algonquin Nation of Temagami (c/o M. Verna Friday)	Directly Affected	Intervenor		
2		<a href="#">A66987</a>	2015-02-26	Algonquins of Ontario	Directly Affected, Has Relevant Information	Intervenor		
3		<a href="#">A66642</a>	2015-02-23	Algonquins of Pikwakanagan First Nation	Directly Affected, Has Relevant Information	Intervenor		
4		<a href="#">A68753</a>	2015-03-13	Animbiigoo Zaagi'igan Anishinaabek	Directly Affected, Has Relevant Information	Intervenor		
5		<a href="#">A67332</a>	2015-02-28	Aroland First Nation	Directly Affected, Has Relevant Information	Intervenor		
6		<a href="#">A66629</a>	2015-02-23	Asini Wachi Nehiyawak Traditional Band	Directly Affected, Has Relevant Information	Intervenor		
7		<a href="#">A67833</a>	2015-03-02	Asubpeeschoseewagong Netum Anishinabek (Grassy Narrows First Nation)	Directly Affected, Has Relevant Information	Intervenor		
8		<a href="#">A68105</a>	2015-03-03	Atikameksheng Anishnawbek First Nation	Directly Affected, Has Relevant Information	Intervenor		
9		<a href="#">A66670</a>	2015-02-24	Binjitiwaabik Zaaging Anishinaabek First Nation	Directly Affected, Has Relevant Information	Intervenor		
10		<a href="#">A66935</a>	2015-02-26	Bingwi Neyaashi Anishinaabek	Directly Affected, Has Relevant Information	Intervenor		
11		<a href="#">A66938</a>	2015-02-26	Birdtal Sioux First Nation	Directly Affected	Intervenor		
12		<a href="#">A66732</a>	2015-02-24	Brunswick House First Nation	Directly Affected, Has Relevant Information	Intervenor		
13		<a href="#">A67635</a>	2015-03-02	Buctouche First Nation	Directly Affected, Has Relevant Information	Intervenor		
14		<a href="#">A67375</a>	2015-03-01	Canupawakpa Dakota Nation #289	Directly Affected, Has Relevant Information	Intervenor		

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21(1)(b)  
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<u>A67724</u>	2015-03-02	Canupawakpa Dakota Nation #289	Directly Affected, Has Relevant Information	Intervenor
<u>A66615</u>	2015-02-23	Carry the Kettle First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A66575</u>	2015-02-22	Chapleau Ojibwe First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67825</u>	2015-03-02	Chief and Council of The Anishinabe of Wauzhushk Onigum	Directly Affected, Has Relevant Information	Intervenor
<u>A67003</u>	2015-02-26	Communauté métisse de la Gaspésie	Directly Affected, Has Relevant Information	Intervenor
<u>A68056</u>	2015-03-03	Conseil de la Nation Atikamekw	Directly Affected	Intervenor
<u>A66272</u>	2015-02-18	Conseil de la Nation huronne-wendat	Directly Affected	Intervenor
<u>A67045</u>	2015-02-26	Conseil des Abénakis de Wôlinak	Directly Affected, Has Relevant Information	Intervenor
<u>A67041</u>	2015-02-26	Conseil des Abénakis d'Odanak	Directly Affected, Has Relevant Information	Intervenor
<u>A67331</u>	2015-02-28	Constance Lake First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A66947</u>	2015-02-26	Dakota Tipi First Nation	Directly Affected	Intervenor
<u>A68021</u>	2015-03-03	Eagle Village First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67609</u>	2015-03-02	Eel Ground First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67662</u>	2015-03-02	Eel River Bar First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A69865</u>	2015-05-06	Elsipogtog First Nation	Directly Affected, Has Relevant Information	Intervenor

19(1)  
21(1)(a)  
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<u>A68205</u>	2015-03-03	Ermineskin Cree Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67511</u>	2015-03-02	Esgenoopetitj (Burnt Church) First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A66277</u>	2015-02-18	Federation of Saskatchewan Indian Nations	Directly Affected, Has Relevant Information	Intervenor
<u>A67533</u>	2015-03-02	File Hills Qu'Appelle Tribal Council	Directly Affected, Has Relevant Information	Intervenor
<u>A66725</u>	2015-02-24	Flying Post First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67505</u>	2015-03-02	Fort Folly First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A65752</u>	2015-02-05	Fort William First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67762</u>	2015-03-02	Frog Lake Energy Resource Corp.	Directly Affected, Has Relevant Information	Intervenor
<u>A67333</u>	2015-02-28	Ginoogaming First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67779</u>	2015-03-02	Grand Council Treaty 3	Directly Affected, Has Relevant Information	Intervenor
<u>A67517</u>	2015-03-02	Indian Island First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A68965</u>	2015-03-17	Kahkewistahaw First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67682</u>	2015-03-02	Keeseekoose First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A68982</u>	2015-03-17	Kiashe Zaaging Anishinaabek - Gull Bay First Nation	Directly Affected, Has Relevant Information	Intervenor



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<u>A67623</u>	2015-03-02	Kingsclear First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A65695</u>	2015-02-03	Kinistin Saulteaux Nation	Directly Affected	Intervenor
<u>A67632</u>	2015-03-02	Kitigan Zibi Algonquins	Directly Affected, Has Relevant Information	Intervenor
<u>A68160</u>	2015-03-03	Kwilmu'kw Maw-klusuaqn Negotiation Office	Directly Affected, Has Relevant Information	Commenter
<u>A68102</u>	2015-03-03	Lac Seul First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A68087</u>	2015-03-03	Long Lake #58 First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67655</u>	2015-03-02	Madawaska Maliseet First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A66727</u>	2015-02-24	Matachewan First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A66731</u>	2015-02-24	Mattagami First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67595</u>	2015-03-02	Metepenagiag Mi'kmaq Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67130</u>	2015-02-27	Métis Nation of Ontario	Directly Affected, Has Relevant Information	Intervenor
<u>A67344</u>	2015-03-01	Metis Nation-Saskatchewan Eastern Region III	Directly Affected, Has Relevant Information	Intervenor
<u>A67943</u>	2015-03-03	Mi'gmawei Mawiomi Secretariat (MMS)	Directly Affected, Has Relevant Information	Intervenor
<u>A67603</u>	2015-03-02	Migisi Sahigaigan (Eagle Lake) First Nation	Directly Affected, Has Relevant Information	Intervenor
<u>A67336</u>	2015-02-28	Mississaugas of the New Credit First Nation	Directly Affected, Has Relevant Information	Intervenor

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<a href="#">A69498</a>	2015-04-14	Mohawk Council of Akwesasne	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A66618</a>	2015-02-23	Mohawk Council of Kahnawake	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67636</a>	2015-03-02	Mohawks of the Bay of Quinte	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68912</a>	2015-03-17	Montana First Nation	Directly Affected	Intervenor
<a href="#">A68138</a>	2015-03-03	Moose Cree First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A66656</a>	2015-02-23	Moosomin first Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68987</a>	2015-03-17	Muscowpetung Saulteaux Nation #80	Directly Affected	Intervenor
<a href="#">A67822</a>	2015-03-02	Naotkamegwanning First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68181</a>	2015-03-03	Nation Innue	Directly Affected	Intervenor
<a href="#">A66956</a>	2015-02-26	Nation Métis Québec	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67561</a>	2015-03-02	New Brunswick Aboriginal Peoples Council	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67403</a>	2015-03-01	New Brunswick Aboriginal Peoples Council Local 10	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67147</a>	2015-02-27	Nipissing First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67921</a>	2015-03-03	Nishnawbe Aski Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A66741</a>	2015-02-24	Nokiiwin Tribal Council	Directly Affected, Has Relevant Information	Intervenor

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<a href="#">A67827</a>	2015-03-02	Obashkaandagaang First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68752</a>	2015-03-13	Ochapowace Nation	Directly Affected	Intervenor
<a href="#">A67166</a>	2015-02-27	Ochiichagwe'Babigo'Ining Ojibway Nation, Shoal Lake #40 First Nation and Wabauskang First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68723</a>	2015-03-13	Ojibways of the Pic River First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67648</a>	2015-03-02	Oromocto	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68842</a>	2015-03-16	Piikani First Nation	Directly Affected	Intervenor
<a href="#">A66382</a>	2015-02-19	Première Nation Malécites de Viger	Directly Affected	Intervenor
<a href="#">A67024</a>	2015-02-26	Rainy River First Nations	Directly Affected	Commenter
<a href="#">A66976</a>	2015-02-26	Red Rock Indian Band	Directly Affected	Intervenor
<a href="#">A67685</a>	2015-03-02	Sagkeeng First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68082</a>	2015-03-03	Sakimay First Nations	Directly Affected	Intervenor
<a href="#">A68180</a>	2015-03-03	Samson Cree Nation	Directly Affected	Intervenor
<a href="#">A67135</a>	2015-02-27	Serpent River First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67418</a>	2015-03-01	Siene River First Nation	Directly Affected, Has Relevant Information	Intervenor

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<a href="#">A68194</a>	2015-03-03	Siksika Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A65849</a>	2015-02-09	St. Mary's First Nation	Directly Affected	Intervenor
<a href="#">A67965</a>	2015-03-03	Stonechild & Racine Law Firm	Directly Affected	Intervenor
<a href="#">A67734</a>	2015-03-02	Stoney Tribal Administration	Directly Affected	Intervenor
<a href="#">A68190</a>	2015-03-03	Suncild First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A68144</a>	2015-03-03	Taykwa Tagamou Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A66131</a>	2015-02-13	Temagami First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A66630</a>	2015-02-23	The Manitoba Metis Federation	Directly Affected	Intervenor
<a href="#">A67894</a>	2015-03-02	The Mohawks of Kanesatake	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67656</a>	2015-03-02	Tobique First Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67439</a>	2015-03-01	Treaty 2 Territorial Alliance	Directly Affected	Intervenor
<a href="#">A67759</a>	2015-03-02	Tsuu T'ina Nation	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A66724</a>	2015-02-24	Wabun Tribal Council	Directly Affected, Has Relevant Information	Intervenor
<a href="#">A67605</a>	2015-03-02	Wahgoshig First Nation	Directly Affected, Has Relevant Information	Intervenor

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Full Name		Filing Id	File Date	Organization	Interest/Expertise
1		<a href="#">A67188</a>	2015-02-27	Irving Oil Company, Limited	Directly Affected
		<a href="#">A68203</a>	2015-03-03		Directly Affected
2		<a href="#">A68463</a>	2015-03-05		Directly Affected, Has Relevant Information
3		<a href="#">A67927</a>	2015-03-03		Directly Affected
4		<a href="#">A68589</a>	2015-03-11		Directly Affected
5		<a href="#">A68868</a>	2015-03-16		Directly Affected
6		<a href="#">A67966</a>	2015-03-03		Directly Affected
7		<a href="#">A68897</a>	2015-03-17		Directly Affected
8		<a href="#">A67795</a>	2015-03-02		Directly Affected
9		<a href="#">A67531</a>	2015-03-02	Parks Canada Agency	Directly Affected, Has Relevant Information
10		<a href="#">A66597</a>	2015-02-22		Directly Affected
11					

12	<u>A67909</u>	2015-03-02		Directly Affected
13	<u>A67788</u>	2015-03-02	Buchanan Timberlands Inc.	Directly Affected
14	<u>A68197</u>	2015-03-03		Directly Affected
15	<u>A67365</u>	2015-03-01		Directly Affected
16	<u>A67956</u>	2015-03-03		Directly Affected
17	<u>A67448</u>	2015-03-02	The City of Winnipeg	Directly Affected, Has Relevant Information
18	<u>A66610</u>	2015-02-23	Ville de Trois-Rivières	Directly Affected
19	<u>A68192</u>	2015-03-03		Directly Affected

	<u>A69582</u>	2015-04-09	Directly Affected
20	<u>A67179</u>	2015-02-27	Directly Affected, Has Relevant Information
21	<u>A66838</u>	2015-02-25	Directly Affected
22	<u>A68859</u>	2015-03-16	Directly Affected
23	<u>A67174</u>	2015-02-27	Directly Affected, Has Relevant Information
24	<u>A66622</u>	2015-02-23	Directly Affected, Has Relevant Information
25	<u>A65847</u>	2015-02-09 MRC de Témiscouata	Directly Affected, Has Relevant Information
26	<u>A67574</u>	2015-03-02	Directly Affected
27	<u>A66847</u>	2015-02-25	Directly Affected
28	<u>A68199</u>	2015-03-03	Directly Affected
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	<u>A68759</u>	2015-03-14		Directly Affected
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31	<u>A66905</u>	2015-02-25		Directly Affected
	<u>A66405</u>	2015-02-19		Directly Affected
32				
	<u>A67644</u>	2015-03-02	Communauté métropolitaine de Québec	Directly Affected
33				
34	<u>A67840</u>	2015-03-02		Directly Affected
	<u>A68698</u>	2015-03-12		Directly Affected
35				
36	<u>A67412</u>	2015-03-01		Directly Affected
	<u>A67406</u>	2015-03-01		Directly Affected
37				
	<u>A67814</u>	2015-03-02	Reid Family	Directly Affected
38				
	<u>A67149</u>	2015-02-27	Port Saint John	Directly Affected, Has Relevant Information
39				
	<u>A69003</u>	2015-03-17	147 EQ Enterprises Inc.; Farm 387 Inc.; & Winnipeg Equine Centre Inc.	Directly Affected
40				
41	<u>A67272</u>	2015-02-28		Directly Affected

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A67657

2015-03-02

Directly Affected, Has  
Relevant Information

43

A679582015-03-03 Spectra Energy  
Empress LP

Directly Affected

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A67568

2015-03-02

Directly Affected

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A66585

2015-02-22

Directly Affected

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A65711

2015-02-03 Josie Lane Landowners

Directly Affected

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A661212015-02-13 Department of  
National Defence

Directly Affected

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A679972015-03-03 Rideau Valley  
Conservation AuthorityDirectly Affected, Has  
Relevant Information

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A65841

2015-02-08

Directly Affected

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A67152

2015-02-27

Directly Affected

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A66600

2015-02-22

Directly Affected

52

A67922

2015-03-03

Directly Affected

Requested	PWG Recommended	Staff and LSU Analysis/Notes
Intervenor		
Intervenor		
Commenter		
Commenter		
Commenter		
Commenter		
Intervenor		
Commenter		
Intervenor		
Intervenor		

21(1)(a)  
21(1)(b)  
23

Commenter

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

21(1)(a)

21(1)(b)

23

Commenter

Intervenor

Commenter

Commenter

Intervenor

Intervenor

Intervenor

Intervenor

Commenter

Commenter

Intervenor

Commenter

Intervenor

Intervenor

Commenter

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Intervenor

21(1)(a)

21(1)(b)

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Commenter

Commenter

Commenter

21(1)(a)

21(1)(b)

23

**Pages 174 to 177  
are duplicates**



**Pages 178 to 185  
are not relevant**

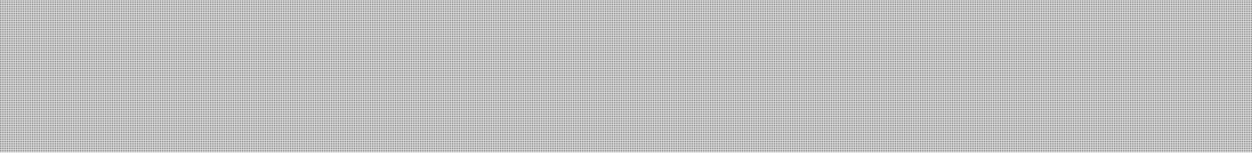
**From:** [Chris van Egmond](#)  
**To:** [Roland George](#); [Adrian Luhowy](#); [Parvez Khan](#); [Carol Gagné](#)  
**Cc:** [Peter Watson](#); [Alison Scott](#); [Joe Paviglianiti](#); [Iain Colquhoun](#); [Michael Benson](#); [Amadou Sangare](#); [Dan Barghshoon](#); [Katherine L. Murphy](#); [Chris Loewen](#); [Jean-Denis Charlebois](#); [Chris Finley](#); [Carrie Randall](#); [DL Assistants to Board Members](#)  
**Subject:** RE: Line 9 and Pipeline advisory from PHMSA  
**Date:** Monday, June 01, 2015 4:42:17 PM

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Hi Roland,

Staff are well aware of the PHMSA Safety Advisory that was issued last September. You can take great comfort in the knowledge that none of the pipeline reversals, product changes and conversions approved by the NEB have failed. In Canada, companies are required to conduct an Engineering Assessment pursuant to the requirements of CSA Z662 when considering these changes of service. All hazards must be evaluated, which would encompass all of the topics suggested in the PHMSA advisory. Staff test these Engineering Assessments thoroughly.

In response to your specific questions:

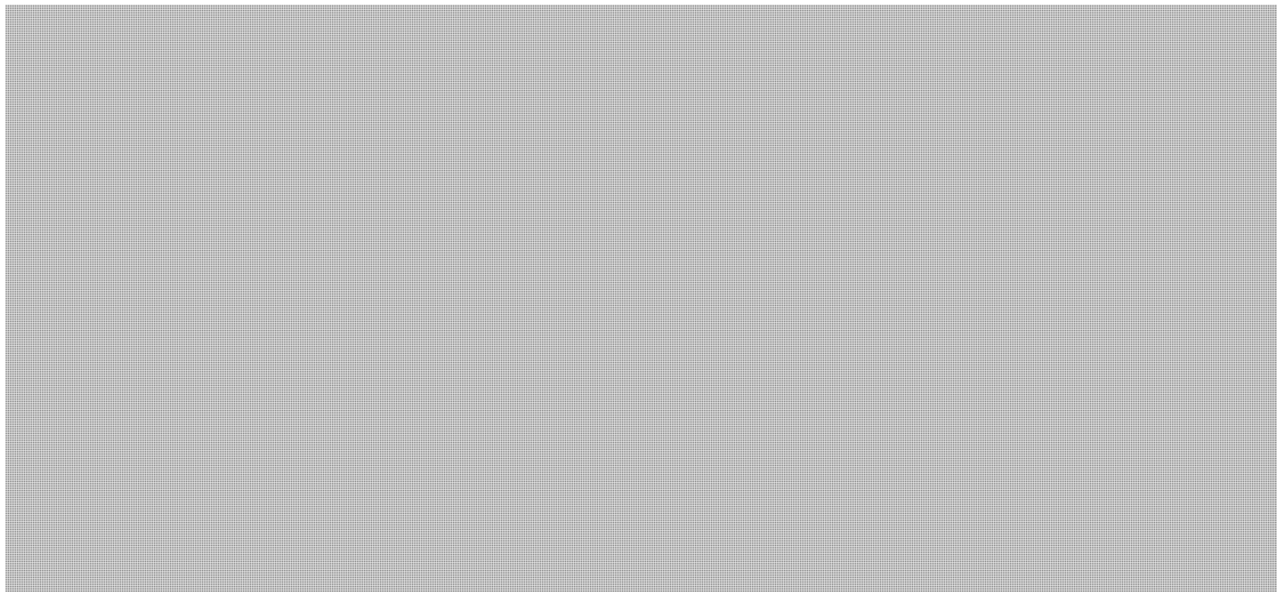


Chris

---

**From:** Roland George  
**Sent:** June 01, 2015 3:14 PM  
**To:** Adrian Luhowy; Parvez Khan; Carol Gagné  
**Cc:** Peter Watson; Alison Scott; Joe Paviglianiti; Iain Colquhoun; Michael Benson; Amadou Sangare; Dan Barghshoon; Katherine L. Murphy - Communications; Chris van Egmond; Chris Loewen; Jean-Denis Charlebois; Chris Finley; Carrie Randall; DL Assistants to Board Members; Roland George  
**Subject:** FW: Line 9 and Pipeline advisory from PHMSA

Hi Adrian/Parvez/Carol:



Roland

---

**From:** Secretary  
**Sent:** June 01, 2015 10:18 AM  
**To:** Efile Pipeline Matters - Enbridge  
**Subject:** FW: Line 9 and Pipeline advisory from PHMSA

Can you let me know if I need to efile this to Enbridge Line 9B. thank you

**Susan Abuid**

Records Classifier | Classificateur de dossiers

Information Management and Technology | Gestion de l'information et de la technologie

Enterprise Business Services | Services d'affaires de l'organisation

[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
National Energy Board | Office national de l'énergie  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
Government of Canada | Gouvernement du Canada  
<http://www.neb-one.gc.ca>

cid:image001.jpg@01CF691F.805C0290



---

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**Sent:** Sunday, May 31, 2015 12:38 AM  
**To:** Prime Minister/Premier Ministre; Tom Mulcair; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Elizabeth May; Gg Info; DionStéphane [NCR]; Secretary; [denis.jebel@parl.gc.ca](mailto:denis.jebel@parl.gc.ca); [leona.aglukkaq@parl.gc.ca](mailto:leona.aglukkaq@parl.gc.ca); [francis.scarpaleggia@parl.gc.ca](mailto:francis.scarpaleggia@parl.gc.ca); MP Peter Braid (Kitchener-Waterloo); [greg.rickford@parl.gc.ca](mailto:greg.rickford@parl.gc.ca); [premier@ontario.ca](mailto:premier@ontario.ca)  
**Subject:** Re: Line 9 and Pipeline advisory from PHMSA

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Thank you kindly for your time.

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**Sent:** Saturday, May 2, 2015 2:40 AM  
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May 23 2012, Harper Government officials, CSIS and Energy Industry meet in Ottawa

<http://www.vancouverobserver.com/world/canada/harper-government-officials-spies-meet-energy-industry-ottawa>

June 10, 2012: The motion to allow Cabinet to override NEB rulings via the Omnibus Bill. <http://www.theglobeandmail.com/report-on-business/riding-roughshod-over-diefs-legacy/article4246062/>

June 12, 2012: The passing of the Bill  
<http://www.theglobeandmail.com/news/politics/the-tale-of-2012s-omnibus-budget-bill/article4249856/>

July 27 2012: The NEB approves Line 9 phase 1.

I was at both Line 9 hearings. There was NO CROSS EXAM of technical merits surrounding engineering or pipeline integrity. It was the same thing I saw with Line 9B hearings. All we had was a closing argument from Enbridge that in my view, was written more by the marketing department than the technical experts.

I am a housewife in Waterloo and this info is as clear as a bell to me. Imagine how many others out there can see what I see. I'm making for damn sure they know what's happening here because at the end of the day, I don't care about my investment money as much as I care about the water I drink and bathe my kids in. My community is looking to Lake Erie as a possible future water supply. Your pipe and a kangaroo court NEB hijacked by the Harper Government is putting that water at risk and I'm not going to say silent about that. I am telling you everything like it is from my view.

So I implore you to dig deeper and hold steadfast on the need to protect more than your own bottom line. Protect the water supply of your investors because I'm one of them and I don't want to see you fail. We need pipes in this world. You make them. Do the job right or don't do it at all. That's all that I ask. Lives depend on the work you do. Do the job right.

Harper's term has a beginning and it will have an end but throughout it all this Oath stands:

*I am an Engineer.*

*In my profession I take deep pride. To it I owe solemn obligations.*

*Since the Stone Age, Human Progress has been spurred by the Engineering Genius. Engineers have made usable Nature's vast resources of Materials and Energy for Humanity's Benefit.*

*Engineers have vitalized and turned to practical use the Principles of Science and the Means of Technology. Were it not for this heritage of accumulated experiences, my efforts would be feeble.*

*As an engineer, I, (full name), pledge to practice Integrity and Fair Dealing, Tolerance, and Respect, and to uphold devotion to the standards and dignity of my profession, conscious always that my skill carries with it the obligation to serve humanity by making best use of the Earth's precious wealth.*

*As an engineer, I shall participate in none but honest enterprises. When needed, my skill and knowledge shall be given without reservation for the public good. In the performance of duty, and in fidelity to my profession, I shall give the utmost.*

As a housewife, you can consider me a domestic engineer. This oath is mine too. That's why I'm talking to you in good faith.

Thank you.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**From:** [Adrian Luhowy](#)  
**To:** [Michael Benson](#)  
**Cc:** [Jess Dunford](#); [Susan Abuid](#); [Parvez Khan](#); [Carol Gagné](#)  
**Subject:** RE: Line 9 and Pipeline advisory from PHMSA  
**Date:** Tuesday, June 02, 2015 9:19:38 AM

---

**From:** Parvez Khan  
**Sent:** June-02-15 9:03 AM  
**To:** Adrian Luhowy; Carol Gagné; Michael Benson  
**Cc:** Jess Dunford; Susan Abuid  
**Subject:** RE: Line 9 and Pipeline advisory from PHMSA

---

**From:** Adrian Luhowy  
**Sent:** Tuesday, June 02, 2015 8:37 AM  
**To:** Parvez Khan; Carol Gagné; Michael Benson  
**Cc:** Jess Dunford; Susan Abuid  
**Subject:** RE: Line 9 and Pipeline advisory from PHMSA

Hello Folks,

Ms. Lanteigne has sent another letter (repeating a previous letter) to everyone and the Secretary. How do we file this? Do we put it on Livelink?

---

Her request here:

I also include a new advisory from the PHMSA, the US regulator of oil pipelines. They recommend conducting system wide reviews of lines that were approved with outdated, weaker code standards. I would like to formally request that these issues be reviewed and adopted by our Canadian regulators as a means of preventing risks.

As a regulator of pipelines we constantly and consistently assess, and require the assessment of pipelines. Our entire compliance program is dedicated to ongoing compliance review/assessment of existing pipelines, and that includes ensuring companies maintain their pipelines in safe operating condition for the life of their operation. It is unfortunate that many concerned and enthusiastic people do not seem aware of what we do. We're not a single-visit regulator...once a pipeline is approved...we're in their face FOREVER.

---

**From:** Jess Dunford  
**Sent:** June-01-15 1:16 PM  
**To:** Adrian Luhowy  
**Subject:** FW: Line 9 and Pipeline advisory from PHMSA

FYI – Can you advise Susan?

---

**From:** Secretary

**Sent:** June 01, 2015 10:18 AM  
**To:** Efile Pipeline Matters - Enbridge  
**Subject:** FW: Line 9 and Pipeline advisory from PHMSA

Can you let me know if I need to efile this to Enbridge Line 9B. thank you

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Records Classifier | Classificateur de dossiers  
Information Management and Technology | Gestion de l'information et de la technologie  
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[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)

National Energy Board | Office national de l'énergie

517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.

Telephone | Téléphone 403-608-7541

Facsimile | Télécopieur 403-292-5503

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July 27 2012: The NEB approves Line 9 phase 1.

I was at both Line 9 hearings. There was NO CROSS EXAM of technical merits surrounding engineering or pipeline integrity. It was the same thing I saw with Line 9B hearings. All we had was a closing argument from Enbridge that in my view, was written more by the marketing department than the technical experts.

I am a housewife in Waterloo and this info is as clear as a bell to me. Imagine how many others out there can see what I see. I'm making for damn sure they know what's happening here because at the end of the day, I don't care about my investment money as much as I care about the water I drink and bathe my kids in. My community is looking to Lake Erie as a possible future water supply. Your pipe and a kangaroo court NEB hijacked by the Harper Government is putting that water at risk and I'm not going to say silent about that. I am telling you everything like it is from my view.

So I implore you to dig deeper and hold steadfast on the need to protect more than your own bottom line. Protect the water supply of your investors.because I'm one of them and I don't want to see you fail. We need pipes in this world. You make them. Do the job right or don't do it at all. That's all that I ask. Lives depend on the work you do. Do the job right.

Harper's term has a beginning and it will have an end but throughout it all this Oath stands:

*I am an Engineer.*

*In my profession I take deep pride. To it I owe solemn obligations.*

*Since the Stone Age, Human Progress has been spurred by the Engineering Genius. Engineers have made usable Nature's vast resources of Materials and Energy for Humanity's Benefit.*

*Engineers have vitalized and turned to practical use the Principles of Science and the Means of Technology. Were it not for this heritage of accumulated experiences, my efforts would be feeble.*

*As an engineer, I, (full name), pledge to practice Integrity and Fair Dealing, Tolerance, and Respect, and to uphold devotion to the standards and dignity of my profession, conscious always that my skill carries with it the obligation to serve humanity by making best use of the Earth's precious wealth.*

*As an engineer, I shall participate in none but honest enterprises. When needed, my skill and knowledge shall be given without reservation for the public good. In the performance of duty, and in fidelity to my profession, I shall give the utmost.*

As a housewife, you can consider me a domestic engineer. This oath is mine too. That's why I'm talking to you in good faith.

Thank you.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**Page 194**  
**is a duplicate**

	Full Name	Filing Id	File Date	Organization	Interest/Expertise
1		<a href="#">A67503</a>	2015-03-02	Husky Energy	Directly Affected
2		<a href="#">A67142</a>	2015-02-27	Statoil Marketing & Trading (US) Inc.	Directly Affected
3		<a href="#">A67670</a>	2015-03-02	Alberta Petroleum Marketing Commission	Directly Affected
4		<a href="#">A67006</a>	2015-02-26	Canadian Natural Resources Limited	Directly Affected, Has Relevant Information
5		<a href="#">A68157</a>	2015-03-03	Teck Resources Limited	Directly Affected
6		<a href="#">A67499</a>	2015-03-02	MEG Energy Corp.	Directly Affected
7		<a href="#">A67514</a>	2015-03-02	Suncor Energy Marketing Inc.	Directly Affected
8		<a href="#">A66450</a>	2015-02-20	Canadian Oil Sands Partnership #1	Directly Affected
9		<a href="#">A65917</a>	2015-02-10	Repsol Energy Canada	Directly Affected
10		<a href="#">A66061</a>	2015-02-12	Total E&P Canada Ltd.	Directly Affected
11		<a href="#">A68147</a>	2015-03-03	Encana Corporation	Directly Affected
12		<a href="#">A67493</a>	2015-03-02	Cenovus Energy Inc.	Directly Affected, Has Relevant Information
13		<a href="#">A67502</a>	2015-03-02	Imperial Oil Limited	Directly Affected
14		<a href="#">A68038</a>	2015-03-03	Nexen Marketing	Directly Affected

Legal Advice: Solicitor client privilege

Requested	PWG Recommended	Staff and LSU Analysis
Intervenor		
Intervenor		
Intervenor		
Intervenor		
Commenter		
Intervenor		
Intervenor		
Intervenor		
Commenter		
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Intervenor		
Intervenor		
Intervenor		
Intervenor		

21(1)(a)

21(1)(b)

23



	Full Name	Filing Id	File Date	Organization	Interest/ Expertise
1		<a href="#">A66130</a>	2015-02-13	Alberta Northeast Gas Limited	Directly Affected
2		<a href="#">A67534</a>	2015-03-02	Société du parc industriel et portuaire de Bécancour	Directly Affected
3		<a href="#">A66868</a>	2015-02-25	TransAlta Corporation	Directly Affected
4		<a href="#">A68000</a>	2015-03-03	Union Gas Limited	Directly Affected, Has Relevant Information
5		<a href="#">A68059</a>	2015-03-03	St. Lawrence Gas Company	Directly Affected, Has Relevant Information
6		<a href="#">A67585</a>	2015-03-02	Enbridge Gas Distribution Inc.	Directly Affected, Has Relevant Information
7		<a href="#">A67699</a>	2015-03-02	Société en commandite Gaz Métro	Directly Affected, Has Relevant Information
8		<a href="#">A67968</a>	2015-03-03	Industrial Gas Users Association	Directly Affected, Has Relevant Information
9		<a href="#">A67589</a>	2015-03-02	Canadian Manufacturers & Exporters (CME)	Directly Affected
10		<a href="#">A66696</a>	2015-02-24	Tenaska Marketing Canada, a division of TMV Corp.	Directly Affected

11	<u>A67951</u>	2015-03-03	Miller Thomson	Directly Affected, Has Relevant Information
	<u>A67538</u>	2015-03-02	Chambre de commerce du Montréal métropolitain (CCMM)	Directly Affected, Has Relevant Information
12				

Legal Advice: Solicitor Client privilege

Requested	PWG Recommended	Staff and LSU Analysis
Intervenor		
Commenter		
Intervenor		
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Intervenor		



21(1)(a)

21(1)(b)

23

Intervenor

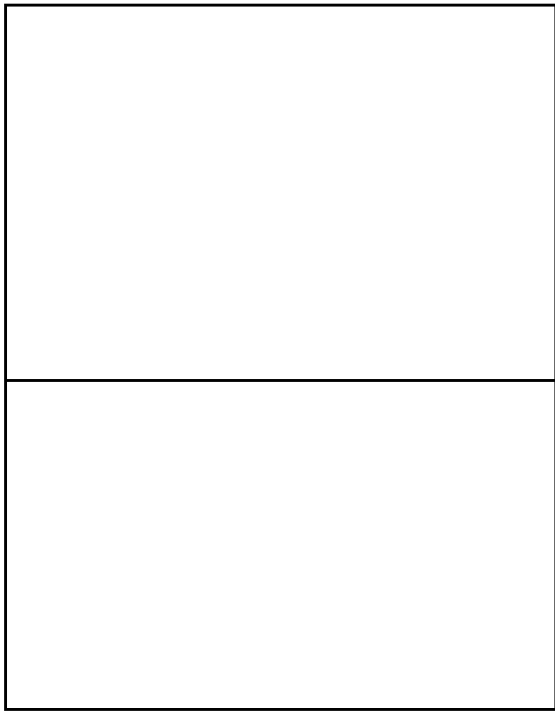
Intervenor

Panel Notes/Decision	

**21(1)(a)**

**21(1)(b)**

23



19(1)

Full Name	Filing Id	File Date	Organization	Interest/Exp
1	<a href="#">A68112</a>	2015-03-03	Chambre de commerce de l'Est de Montréal	Directly Affected
	<a href="#">A67134</a>	2015-02-27		Directly Affected, Has Relevant Information
	<a href="#">A68086</a>	2015-03-03	Canadian Manufacturers and Exporters - NB Division	Directly Affected
	<a href="#">A69009</a>	2015-03-17		Directly Affected, Has Relevant Information
	<a href="#">A68097</a>	2015-03-03	Metal Working Association of New Brunswick	Directly Affected
	<a href="#">A68040</a>	2015-03-03	Island Quest Marine Ltd.	Directly Affected
	<a href="#">A67919</a>	2015-03-03		Directly Affected, Has Relevant Information
7				

8

<u>A66632</u>	2015-02-23	J.D. Irving, Limited and affiliates	Directly Affected
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9

<u>A67941</u>	2015-03-03	Shell Trading Canada	Directly Affected
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10

<u>A68093</u>	2015-03-03	BP Canada Energy Group ULC	Directly Affected
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11

<u>A68052</u>	2015-03-03	Saint John Region Chamber of Commerce	Directly Affected
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12

<u>A67349</u>	2015-03-01		Directly Affected, Has Relevant Information
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13

<u>A67692</u>	2015-03-02	Valero Energy Inc.	Directly Affected, Has Relevant Information
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14

<u>A68049</u>	2015-03-03		Directly Affected
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15

<u>A67555</u>	2015-03-02	New Brunswick Building Trades	Has Relevant Information
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		<a href="#">A67586</a>	2015-03-02	Plumbers & Pipefitters Union	Directly Affected
16	Cat J groups for Cat G				
		<a href="#">A66504</a>	2015-02-20	Canadian Chamber of Commerce	Directly Affected, Has Relevant Information
17		<a href="#">A66484</a>	2015-02-20	Canadian Association of Petroleum Producers	Directly Affected
18		<a href="#">A67456</a>	2015-03-02	Ignite Fredericton	Directly Affected, Has Relevant Information
19		<a href="#">A66943</a>	2015-02-26	Association of Power Producers of Ontario	Directly Affected, Has Relevant Information
20		<a href="#">A67953</a>	2015-03-03	Centra Gas Manitoba Inc.	Directly Affected, Has Relevant Information
21		<a href="#">A67516</a>	2015-03-02	Ontario Federation of Agriculture	Directly Affected, Has Relevant Information
22		<a href="#">A68155</a>	2015-03-03	Comité citoyen Stop Oléoduc Montmagny-L'Islet (CCSOML)	Directly Affected, Has Relevant Information
23					

19(1)

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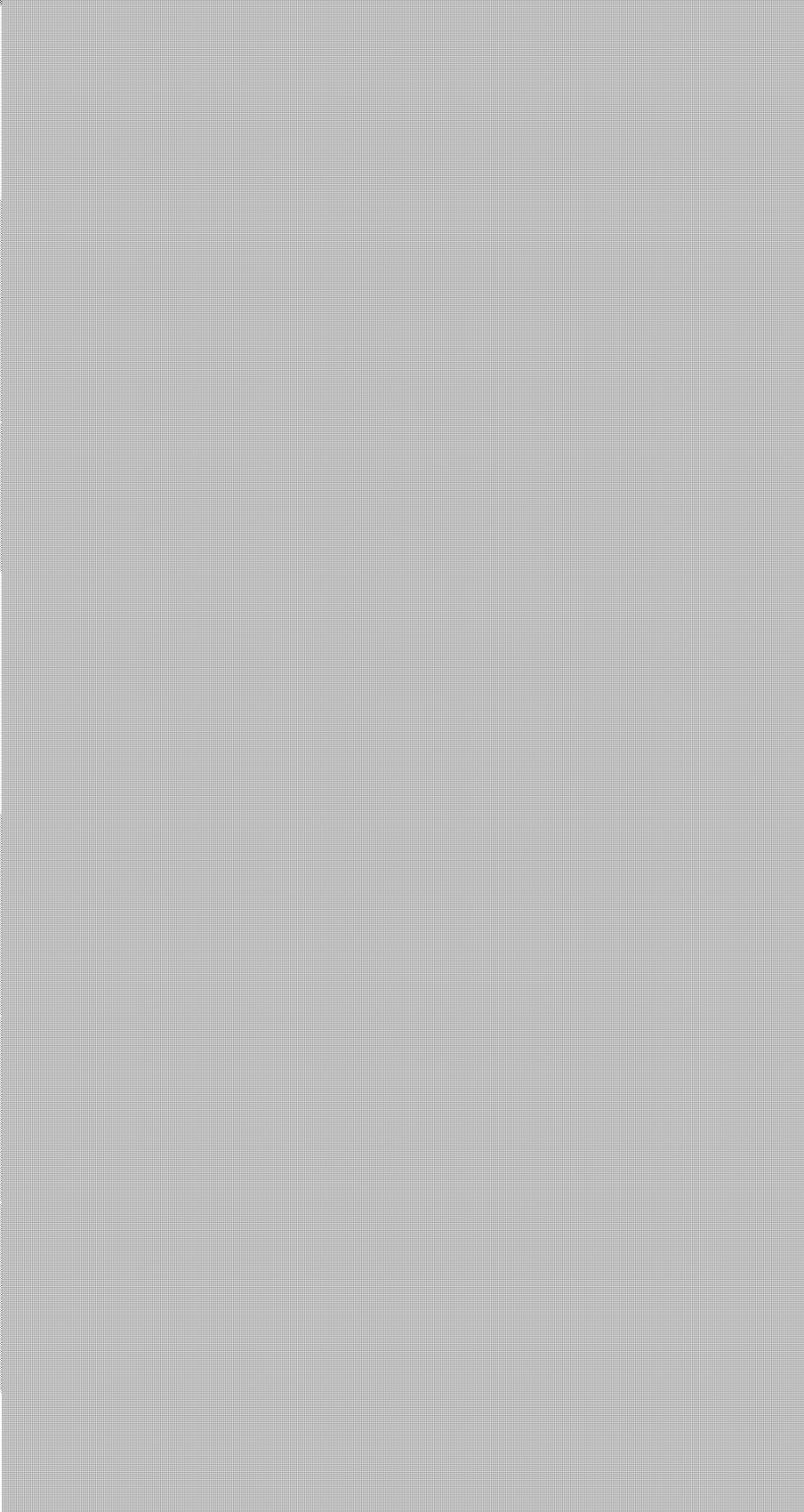
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29

<u>A66714</u>	2015-02-24	Miramichi Valley Business Association Inc.	Directly Affected
<u>A67984</u>	2015-03-03	New Brunswick Federation of Woodlot Owners	Directly Affected, Has Relevant Information
<u>A67125</u>	2015-02-27	New Brunswick Business Council	Directly Affected
<u>A66515</u>	2015-02-20	The Explorers and Producers Association of Canada	Directly Affected, Has Relevant Information
<u>A67345</u>	2015-03-01	Fédération des chambres de commerce du Québec	Directly Affected, Has Relevant Information
<u>A70100</u>	42144	Association of Major Power Consumers in Ontario	Directly Affected

Legal Advice: Solicitor Client privilege

Requested	PWG	Staff Analysis
Commenter		
Intervenor		
Intervenor		
Intervenor		
Intervenor		
Commenter		
Intervenor		



Intervenor

Intervenor

Intervenor

Intervenor

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Intervenor

Commenter

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Commenter

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Commenter

Commenter

Intervenor

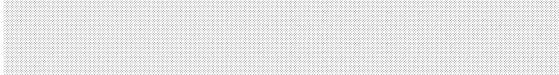
Commenter

Panel Notes/Decision



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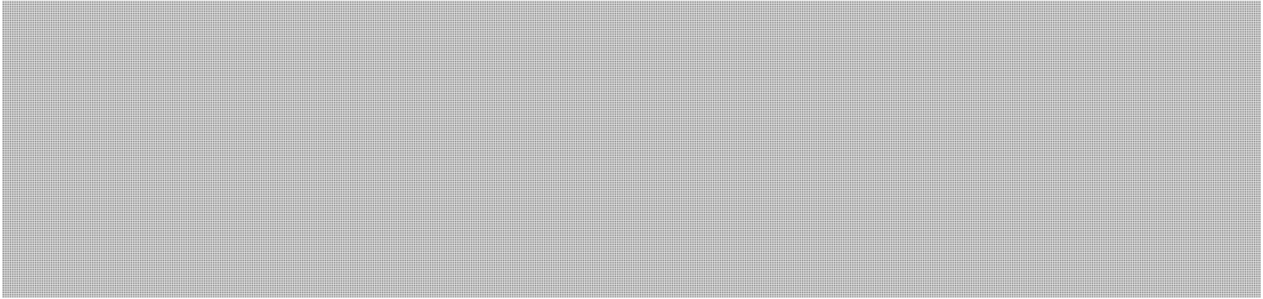

21(1)(a)  
21(1)(b)  
23

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**From:** [Roland George](#) 21(1)(a)  
**To:** [Lyne Mercier](#); [Jacques Gauthier](#)  
**Cc:** [DL Energy East Panel](#) 21(1)(b)  
**Subject:** FW: Energy East - ATP Assessment - Batch K and L  
**Date:** Tuesday, June 30, 2015 2:35:40 PM  
**Attachments:** [NEB DM PROD - 871221 - Energy East - ATP Assessment - Cat K and L.XLSX](#)

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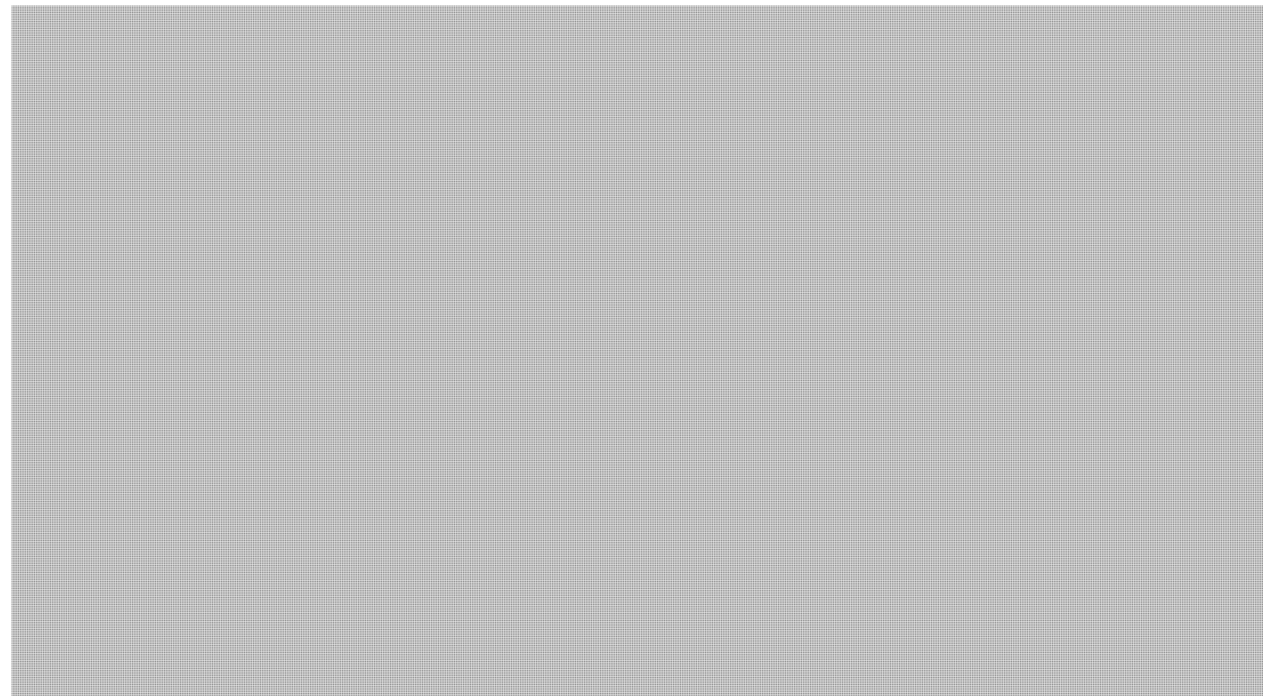
Hi Jacques/Lyne:



Roland

---

**From:** Darcie Harding  
**Sent:** June 25, 2015 4:36 PM  
**To:** DL Energy East Panel  
**Subject:** Energy East - ATP Assessment - Batch K and L



Thanks,

Darcie



19(1)

	Full Name	Filing Id	File Date	Organization	Interest/Expertise
1		<a href="#">A68113</a>	2015-03-03	MRC de L'Islet	Directly Affected
		<a href="#">A68883</a>	2015-03-17	MRC de L'Islet	Directly Affected, Has Relevant Information
2					
		<a href="#">A68957</a>	2015-03-17	Federation of Northern Ontario Municipalities	Has Relevant Information
3					
		<a href="#">A66934</a>	2015-02-26	Municipalité de Lanoraie	Directly Affected, Has Relevant Information
4					
		<a href="#">A67119</a>	2015-02-27	Regional Municipality of York	Directly Affected, Has Relevant Information
5					
		<a href="#">A67137</a>	2015-02-27	MRC d'Argenteuil	Directly Affected, Has Relevant Information
6					
		<a href="#">A68806</a>	2015-03-16	Ville de Laval	Directly Affected, Has Relevant Information
7					
		<a href="#">A68719</a>	2015-03-13	Ville de Dégelis	Directly Affected
8					
		<a href="#">A68829</a>	2015-03-16	Ville de Saint Lazare	Directly Affected, Has Relevant Information
9					
		<a href="#">A67016</a>	2015-02-26	MRC de Rivière-du-loup	Directly Affected
10					
		<a href="#">A66734</a>	2015-02-24	The City of Saint John	Directly Affected
11					
		<a href="#">A67144</a>	2015-02-27	Ville de Lévis	Directly Affected, Has Relevant Information
12					
		<a href="#">A67120</a>	2015-02-27	MRC de Vaudreuil-Soulanges	Directly Affected, Has Relevant Information
13					
		<a href="#">A66948</a>	2015-02-26	MRC de Kamouraska	Directly Affected, Has Relevant Information
14					

15	<a href="#"><u>A66968</u></a>	2015-02-26	Municipalité de Cacouna	Directly Affected
16	<a href="#"><u>A67169</u></a>	2015-02-27	Ville de Mascouche	Directly Affected
17	<a href="#"><u>A66863</u></a>	2015-02-25	MRC	Directly Affected, Has Relevant Information
18	<a href="#"><u>A66986</u></a>	2015-02-26	MRC de d'Autray	Directly Affected, Has Relevant Information
19	<a href="#"><u>A67449</u></a>	2015-03-02	Ville de Repentigny	Directly Affected
20	<a href="#"><u>A67126</u></a>	2015-02-27	MRC de Thérèse-De Blainville	Directly Affected
21	<a href="#"><u>A67146</u></a>	2015-02-27	Municipalité de Rigaud	Directly Affected, Has Relevant Information
22	<a href="#"><u>A67171</u></a>	2015-02-27	Communauté métropolitaine de Montréal	Directly Affected, Has Relevant Information
23	<a href="#"><u>A67379</u></a>	2015-03-01	Municipalité de Lanoraie	Directly Affected, Has Relevant Information
24	<a href="#"><u>A67447</u></a>	2015-03-02	Municipal Council	Directly Affected
25	<a href="#"><u>A67475</u></a>	2015-03-02	Municipality of North Grenville	Directly Affected
26	<a href="#"><u>A67604</u></a>	2015-03-02	MRC de L'Assomption	Directly Affected
27	<a href="#"><u>A67971</u></a>	2015-03-03	Municipalité régionale de comté (MRC) Les Moulins	Directly Affected, Has Relevant Information

28	<a href="#"><u>A68035</u></a>	2015-03-03	Ville de Saint-Augustin-de-Desmaures	Directly Affected
29	<a href="#"><u>A67320</u></a>	2015-02-28	Municipality of the City of Kenora	Directly Affected, Has Relevant Information
30	<a href="#"><u>A66940</u></a>	2015-02-26	City of Ottawa	Directly Affected, Has Relevant Information
32	<a href="#"><u>A67025</u></a>	2015-02-26	MRC de Montmagny	Directly Affected
34	<a href="#"><u>A68567</u></a>	2015-03-11	Municipalité de Saint-Elzéar-de-Témiscouata	Directly Affected
35	<a href="#"><u>A67158</u></a>	2015-02-27	Union des municipalités du Québec	Directly Affected, Has Relevant Information
36	<a href="#"><u>A68843</u></a>	2015-03-16	MRC de Mirabel	Directly Affected
37	<a href="#"><u>A67928</u></a>	2015-03-03	Union of Municipalities of New Brunswick	Directly Affected
38	<a href="#"><u>A67611</u></a>	2015-03-02	Aboriginal Affairs and Northern Development Canada	Has Relevant Information
39	<a href="#"><u>A67157</u></a>	2015-02-27	Transport Canada	Has Relevant Information
40	<a href="#"><u>A67518</u></a>	2015-03-02	Environment Canada	Directly Affected, Has Relevant Information
41	<a href="#"><u>A67150</u></a>	2015-02-27	Ontario Ministry of Energy	Directly Affected, Has Relevant Information
42	<a href="#"><u>A67634</u></a>	2015-03-02	City of Brandon	Directly Affected
43	<a href="#"><u>A67679</u></a>	2015-03-02	The Corporation of the Township of McNab/Braeside	Directly Affected, Has Relevant Information

44	<a href="#">A66050</a>	2015-02-11	Gouvernement du Québec, Procureur général du Québec	Directly Affected, Has Relevant Information
45	<a href="#">A67492</a>	2015-03-02	Ministry of Environment, Environmental Assessment Branch	Directly Affected, Has Relevant Information
46	<a href="#">A67124</a>	2015-02-27	Government of New Brunswick	Directly Affected, Has Relevant Information
47	<a href="#">A67458</a>	2015-03-02	Ville de Montréal	Directly Affected, Has Relevant Information
48	<a href="#">A67558</a>	2015-03-02	Fisheries and Oceans Canada	Has Relevant Information
49	<a href="#">A66264</a>	2015-02-18	Ville d'Edmundston	Directly Affected
50	<a href="#">A66885</a>	2015-02-25	Fédération québécoise des municipalités	Directly Affected
	<a href="#">A66082</a>	2015-02-12	Saskatchewan Ministry of the Economy	Directly Affected
51	<a href="#">A68070</a>	2015-03-03	Natural Resources Canada	Has Relevant Information
52	<a href="#">A68010</a>	2015-03-03	Health Canada	Has Relevant Information
53	<a href="#">A67639</a>	2015-03-02	Government of Alberta	Directly Affected, Has Relevant Information
54				

55	<a href="#">A66224</a>	2015-02-17	Ville de Terrebonne	Directly Affected
56	<a href="#">A67164</a>	2015-02-27	Manitoba Government	Directly Affected, Has Relevant Information
57	<a href="#">A67451</a>	2015-03-02	The Corporation of The Municipality of Temagami	Directly Affected
58	<a href="#">A66930</a>	2015-02-26	The Corporation of the City of North Bay	Directly Affected, Has Relevant Information
59	<a href="#">A68111</a>	2015-03-03		Has Relevant Information
60	<a href="#">A66681</a>	2015-02-24	Ville de Sainte-Anne-des-Plaines	Directly Affected
61	<a href="#">A66864</a>	2015-02-25	Corporation of the Town of Arnprior	Directly Affected
Groups that fit with the K group for Emergency Response/First Responders and L for mun				
62	<a href="#">A68368</a>	2015-03-10	ACSIQ	Has Relevant Information
63	<a href="#">A68083</a>	2015-03-03	Canadian Association of Fire Chiefs	Directly Affected
64	<a href="#">A68357</a>	2015-03-10	Association francophone des municipalités du Nouveau-Brunswick (AFMNB)	Directly Affected
65	<a href="#">A66953</a>	2015-02-26	Nouveau Parti démocratique du Canada	Directly Affected, Has Relevant Information



66	<u>A66619</u>	2015-02-23	Great Lakes and St. Lawrence Cities Initiative	Directly Affected, Has Relevant Information
67	<u>A66709</u>	2015-02-24	Rural Community of Upper Miramichi	Directly Affected
68	<u>A67924</u>	2015-03-03	Northwestern Ontario Municipal Association	Directly Affected

Legal Advice: Solicitor client privilege.

Requested	PWG Recommended	Staff and LSU Analysis
Commenter		
Intervenor		
Commenter		
Intervenor		
Intervenor		
Intervenor		
Intervenor		
Intervenor		

Intervenor

21(1)(a)

21(1)(b)

23

Intervenor

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21(1)(a)

21(1)(b)

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Intervenor

Intervenor

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Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

Intervenor

21(1)(a)

Intervenor

21(1)(b)

23

Commenter

Intervenor

Commenter

Intervenor

Commenter

Principal collaborator

Commenter

Intervenor

Commenter

Commenter

21(1)(a)

21(1)(b)

23

Intervenor

Intervenor

Intervenor

Panel Notes/Decisions

21(1)(a)

21(1)(b)

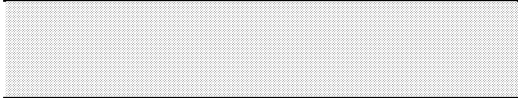
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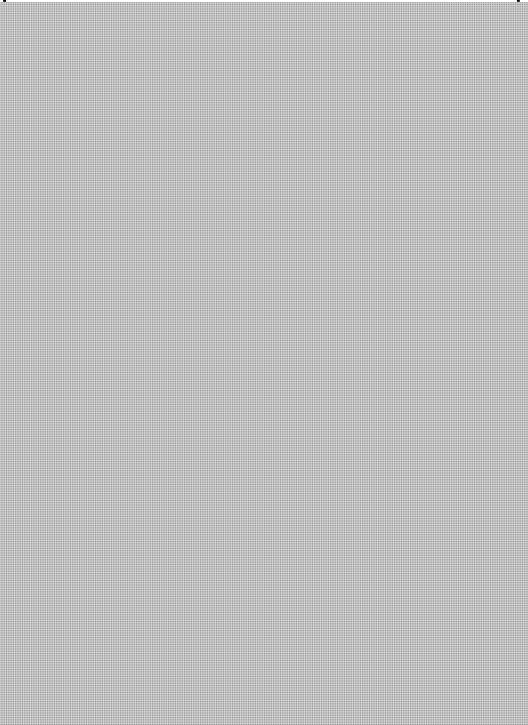

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21(1)(a)

21(1)(b)


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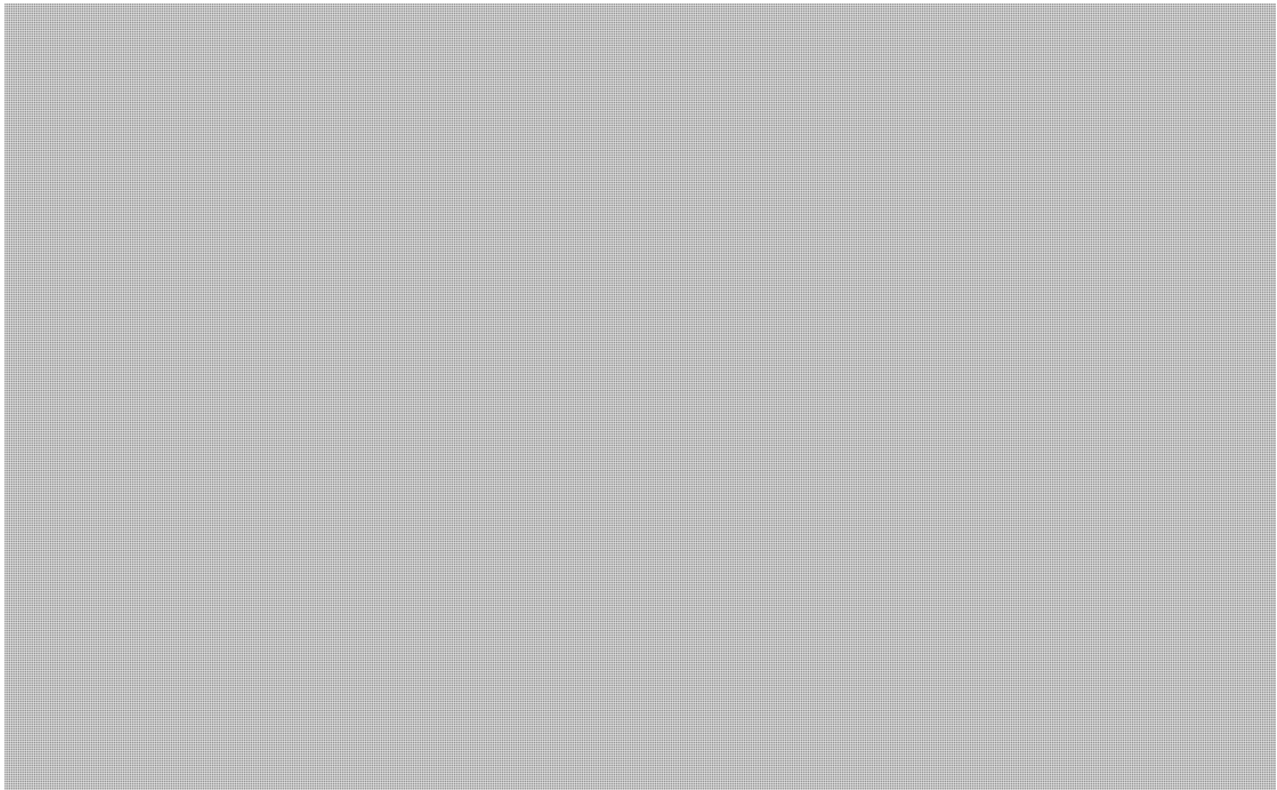
21(1)(a)

21(1)(b)

**From:** [Roland George](#)  
**To:** [Jacques Gauthier](#); [Lyne Mercier](#); [Roland George](#)  
**Cc:** [DL Energy East HMTeam](#); [DL Energy East Legal Counsel](#)  
**Subject:** FW: Energy East - ATP Assessment - Cat E F G - For Panel Review and approval (SPECIFICALLY ON CATEGORY G LIST OF 29 APPLICANTS)  
**Date:** Monday, July 06, 2015 10:51:01 AM  
**Attachments:** [Energy East - ATP Assessment - Cat E.xlsx](#)  
[Energy East - ATP Assessment - Cat F.xlsx](#)  
[Energy East - ATP Assessment -Cat G.XLSX](#)

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Hi Jacques/Lyne:

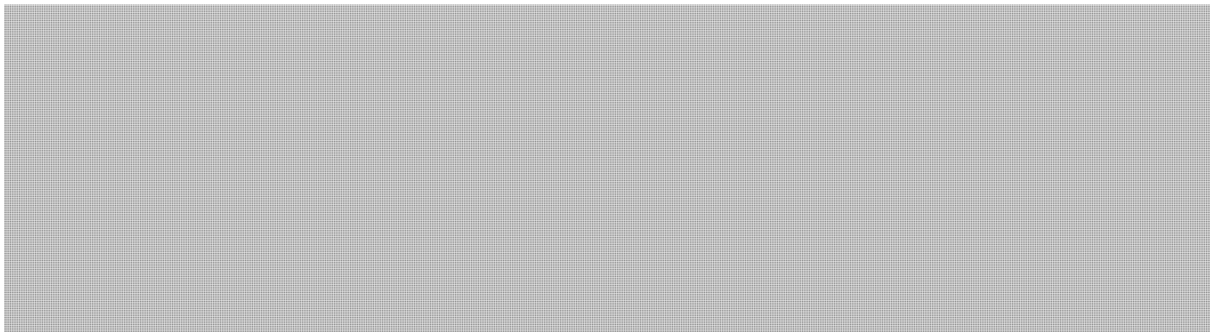


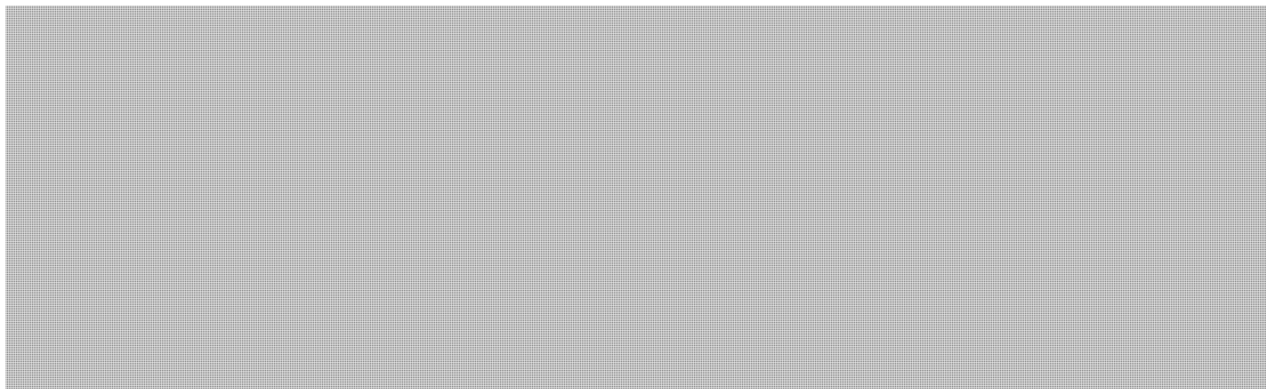
Roland

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**From:** Darcie Harding  
**Sent:** June 23, 2015 5:10 PM  
**To:** DL Energy East Panel  
**Subject:** Energy East - ATP Assessment - Cat E F G - For Panel Review and approval

Good afternoon Panel,





Darcie

Darcie Harding  
Hearing Manager  
Applications  
Phone: 403-299-3318  
BB: 403-617-1263

**From:** [Darcie Harding](#)  
**To:** [DL Energy East Panel](#)  
**Subject:** Energy East - ATP Assessment - Cat H, I, J and M  
**Date:** Friday, July 10, 2015 1:04:05 PM  
**Attachments:** [Energy East -ATP Assessment - H.xlsx](#)  
[Energy East - ATP Assessment - M.XLSX](#)  
[Energy East - ATP Assessment - I.XLSX](#)  
[Energy East - ATP Assessment -J.XLSX](#)

---

Good afternoon Panel,



Thanks,

Darcie

**From:** [Darcie Harding](#)  
**To:** [DL Energy East Panel](#)  
**Subject:** USE THIS DOC - RE: Energy East - ATP Assessment - Batch B  
**Date:** Tuesday, July 14, 2015 11:57:54 AM  
**Attachments:** [Energy East - ATP Assessment - Cat B.XLSX](#)

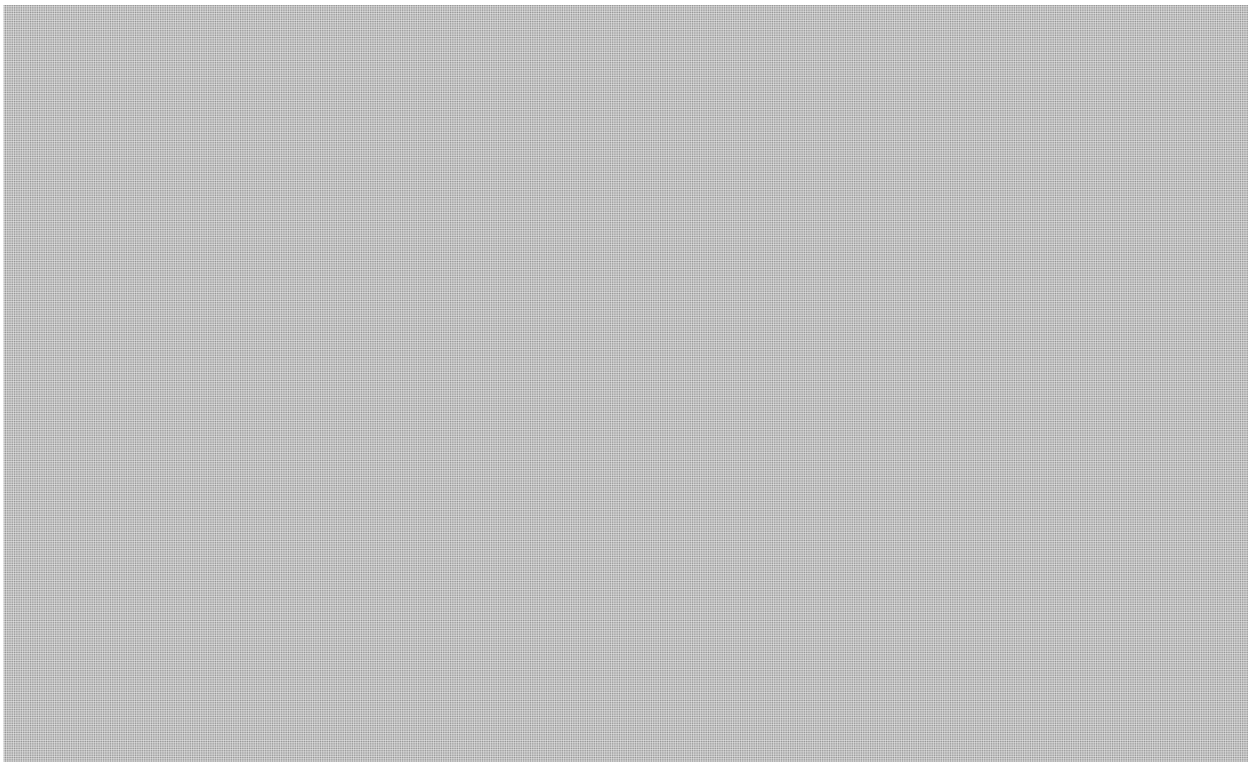
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Sorry the document I sent did not include a column with line numbers. Here is an updated one with line numbers.

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**From:** Darcie Harding  
**Sent:** July 14, 2015 11:55 AM  
**To:** DL Energy East Panel  
**Subject:** Energy East - ATP Assessment - Batch B

Good morning Panel,



Thanks,

Darcie

Darcie Harding  
Hearing Manager  
Applications  
Phone: 403-299-3318  
BB: 403-617-1263

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19(1)

Full Name	Filing Id	File Date	Organization	Interest/Expertise
	<a href="#">A65872</a>	2015-02-09		Directly Affected
	<a href="#">A65913</a>	2015-02-10		Directly Affected
	<a href="#">A65881</a>	2015-02-09		Directly Affected
	<a href="#">A65890</a>	2015-02-09		Directly Affected
	<a href="#">A65862</a>	2015-02-09		Directly Affected
	<a href="#">A65875</a>	2015-02-09		Directly Affected
	<a href="#">A67562</a>	2015-03-02		Directly Affected
	<a href="#">A67526</a>	2015-03-02		Directly Affected
	<a href="#">A68260</a>	2015-03-03		Directly Affected
	<a href="#">A68055</a>	2015-03-03		Directly Affected
	<a href="#">A67745</a>	2015-03-02		Directly Affected



12	<u>A68174</u>	2015-03-03	Directly Affected
13	<u>A67619</u>	2015-03-02	Directly Affected
14	<u>A67618</u>	2015-03-02	Directly Affected
15	<u>A66044</u>	2015-02-11	Directly Affected
16	<u>A66299</u>	2015-02-18	Directly Affected
17	<u>A68364</u>	2015-03-10	Directly Affected
18	<u>A66879</u>	2015-02-25	Directly Affected
19	<u>A65869</u>	2015-02-09	Directly Affected
20	<u>A66660</u>	2015-02-23	Directly Affected

21	<u>A67328</u>	2015-02-28	Directly Affected
22	<u>A68814</u>	2015-03-16	Directly Affected
23	<u>A68168</u>	2015-03-03	Directly Affected
24	<u>A65844</u>	2015-02-08	Directly Affected
25	<u>A65845</u>	2015-02-08	Directly Affected
26	<u>A66111</u>	2015-02-12	Directly Affected
27	<u>A66342</u>	2015-02-19	Directly Affected
28	<u>A67905</u>	2015-03-02	Directly Affected
29	<u>A67269</u>	2015-02-27	Directly Affected
30	<u>A68220</u>	2015-03-03	Directly Affected
31	<u>A66822</u>	2015-02-24	Directly Affected

32	<u>A68259</u>	2015-03-03	Directly Affected
33	<u>A67960</u>	2015-03-03	Directly Affected
34	<u>A68704</u>	2015-03-12	Directly Affected
35	<u>A66165</u>	2015-02-14	Directly Affected
36	<u>A68630</u>	2015-03-12	Directly Affected
37	<u>A67904</u>	2015-03-02 Canaan- Washademoak Watershed Association	Directly Affected
38	<u>A66691</u>	2015-02-24	Directly Affected
39	<u>A65879</u>	2015-02-09	Directly Affected
40	<u>A67844</u>	2015-03-02 National Farmers Union Local 362	Directly Affected

19(1)

41	<u>A68032</u>	2015-03-03	Taymouth Environmental Action	Directly Affected
	<u>A65778</u>	2015-02-05		Directly Affected
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	<u>A67346</u>	2015-03-01		Directly Affected
43				
	<u>A68239</u>	2015-03-03		Directly Affected
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	<u>A67115</u>	2015-02-27		Directly Affected
45	<u>A68228</u>	2015-03-03		Directly Affected
46	<u>A65717</u>	2015-02-04		Directly Affected
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	<u>A68248</u>	2015-03-03		Directly Affected
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	<u>A67851</u>	2015-03-02		Directly Affected
49	<u>A68947</u>	2015-03-17		Directly Affected
50				

51	<u>A65770</u>	2015-02-05	Directly Affected
52	<u>A65772</u>	2015-02-05	Directly Affected
53	<u>A65769</u>	2015-02-05	Directly Affected
54	<u>A65960</u>	2015-02-10	Directly Affected
55	<u>A67566</u>	2015-03-02	Directly Affected
56	<u>A65750</u>	2015-02-05	Directly Affected
57	<u>A68169</u>	2015-03-03	Directly Affected
58	<u>A68696</u>	2015-03-12	Directly Affected
59	<u>A67643</u>	2015-03-02	Directly Affected
60	<u>A67366</u>	2015-03-01	Directly Affected
61	<u>A66818</u>	2015-02-24	Directly Affected
62	<u>A68088</u>	2015-03-03	Directly Affected
63	<u>A68240</u>	2015-03-03	Directly Affected
64	<u>A66820</u>	2015-02-24	Directly Affected
65	<u>A67999</u>	2015-03-03	Directly Affected
66	<u>A68236</u>	2015-03-03	Directly Affected
67	<u>A68831</u>	2015-03-16	Directly Affected



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69	<u>A68117</u>	2015-03-03	Directly Affected
70	<u>A67990</u>	2015-03-03	Directly Affected
71	<u>A67571</u>	2015-03-02	Directly Affected
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73	<u>A68844</u>	2015-03-16	Directly Affected
	<u>A66944</u>	2015-02-26	Directly Affected
74			
75	<u>A66457</u>	2015-02-20	Directly Affected
	<u>A67823</u>	2015-03-02	Directly Affected
76			
77	<u>A67935</u>	2015-03-03	Directly Affected
78	<u>A67548</u>	2015-03-02	Directly Affected
79	<u>A67080</u>	2015-02-26	Directly Affected
80	<u>A68246</u>	2015-03-03	Directly Affected
	<u>A67864</u>	2015-03-02	Directly Affected
81			
82	<u>A68008</u>	2015-03-03	Directly Affected
	<u>A68467</u>	2015-03-10	Directly Affected
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84	<u>A66663</u>	2015-02-23		Directly Affected
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91	<u>A67955</u>	2015-03-03	Renfrew County Watch	Directly Affected
92	<u>A68153</u>	2015-03-03		Directly Affected
93	<u>A66926</u>	2015-02-26		Directly Affected
94	<u>A67584</u>	2015-03-02		Directly Affected
	<u>A67002</u>	2015-02-26	Fondation québécoise pour la protection du patrimoine naturel	Directly Affected
95	<u>A68221</u>	2015-03-03		Directly Affected
96				
97	<u>A68792</u>	2015-03-15		Directly Affected

98	<u>A68118</u>	2015-03-03	BluEarth Renewables Inc.	Directly Affected
	<u>A68445</u>	2015-03-10		Directly Affected
99				
100	<u>A66594</u>	2015-02-22		Directly Affected
	<u>A67926</u>	2015-03-03		Directly Affected
101				
102	<u>A68137</u>	2015-03-03		Directly Affected
	<u>A66053</u>	2015-02-11		Directly Affected
103				
104	<u>A67411</u>	2015-03-01		Directly Affected
	<u>A67409</u>	2015-03-01		Directly Affected
105				
	<u>A67404</u>	2015-03-01		Directly Affected
106				
	<u>A67416</u>	2015-03-01		Directly Affected
107				
108	<u>A68216</u>	2015-03-03		Directly Affected
109	<u>A68044</u>	2015-03-03		Directly Affected
110	<u>A66572</u>	2015-02-21		Directly Affected



	<u>A68193</u>	2015-03-03		Directly Affected
111				
112	<u>A68132</u>	2015-03-03	Green Party of Ontario	Directly Affected
	<u>A67678</u>	2015-03-02		Directly Affected
113				
	<u>A68067</u>	2015-03-03		Directly Affected
114				
	<u>A67838</u>	2015-03-02		Directly Affected
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	<u>A67214</u>	2015-02-27		Directly Affected
116				
	<u>A68121</u>	2015-03-03		Directly Affected
117				
	<u>A66451</u>	2015-02-20		Directly Affected
118				
	<u>A67436</u>	2015-03-01		Directly Affected
119				
	<u>A67939</u>	2015-03-03		Directly Affected
120				
	<u>A66811</u>	2015-02-24		Directly Affected
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	<u>A67011</u>	2015-02-26		Directly Affected
122				
	<u>A68226</u>	2015-03-03		Directly Affected
123				
	<u>A68856</u>	2015-03-16		Directly Affected
124				
	<u>A67970</u>	2015-03-03		Directly Affected
125				
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126				
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127				
	<u>A69012</u>	2015-03-17		Directly Affected
128				

	<u>A67900</u>	2015-03-02		Directly Affected
129	<u>A66892</u>	2015-02-25	Falcon Trails Resort	Directly Affected
130	<u>A67441</u>	2015-03-02		Directly Affected
131	<u>A67180</u>	2015-02-27		Directly Affected
132				
133	<u>A68007</u>	3/3/2015	Sustainable North Grenville	Directly Affected
	<u>A68453</u>	2015-03-10	Dave Gaudreau MLA for St. Norbert	Directly Affected
134				
	<u>A66691</u>	2/24/2015		Directly Affected
135				
	<u>A67994</u>	2015-03-03		Directly Affected, Has Relevant Information
136	<u>A68149</u>	2015-03-03		Directly Affected, Has Relevant Information
137	<u>A68506</u>	2015-03-10		Directly Affected, Has Relevant Information
138				

139	<u>A67340</u>	2015-02-28		Directly Affected, Has Relevant Information
140	<u>A68764</u>	2015-03-14		Directly Affected, Has Relevant Information
	<u>A68862</u>	2015-03-16		Directly Affected, Has Relevant Information
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142	<u>A68726</u>	2015-03-13		Directly Affected, Has Relevant Information
143	<u>A68116</u>	2015-03-03	Saint-Antoine-de-Tilly – Milieu de vie	Directly Affected, Has Relevant Information
144	<u>A68793</u>	2015-03-15		Directly Affected, Has Relevant Information
145	<u>A65728</u>	2015-02-04		Directly Affected, Has Relevant Information
146	<u>A67689</u>	2015-03-02		Directly Affected, Has Relevant Information
147	<u>A66821</u>	2015-02-24		Directly Affected, Has Relevant Information
148	<u>A68232</u>	2015-03-03		Directly Affected, Has Relevant Information
149	<u>A67524</u>	2015-03-02		Directly Affected, Has Relevant Information
150	<u>A66604</u>	2015-02-22		Directly Affected, Has Relevant Information
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152	<u>A66031</u>	2015-02-11	Richmond Village Association Inc.	Directly Affected, Has Relevant Information
153	<u>A68125</u>	2015-03-03	Hydro-Québec	Directly Affected, Has Relevant Information
154	<u>A67704</u>	2015-03-02		Directly Affected, Has Relevant Information
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	<u>A65771</u>	2015-02-05		Directly Affected, Has Relevant Information
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	<u>A67781</u>	2015-03-02		Directly Affected, Has Relevant Information
157				
158	<u>A66195</u>	2015-02-16		Directly Affected, Has Relevant Information
159	<u>A67190</u>	2015-02-27		Directly Affected, Has Relevant Information
160	<u>A68233</u>	2015-03-03	Voices for Sustainable Environments and Communities	Directly Affected, Has Relevant Information
	<u>A67407</u>	2015-03-01		Directly Affected, Has Relevant Information
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	<u>A68191</u>	2015-03-03	Green Timiskaming Development Co-operative Inc.	Directly Affected, Has Relevant Information
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164				
165	<u>A68201</u>	3/3/2015		Has Relevant Information
	<u>A67781</u>	3/2/2015		Directly Affected, Has Relevant Information
166				

Requested	PWG Recommended	Staff and LSU Analysis
Intervenor		
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21(1)(a)  
21(1)(b)  
23

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21(1)(a)

21(1)(b)

23

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<b>Panel Decision/Notes</b>
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21(1)(a)

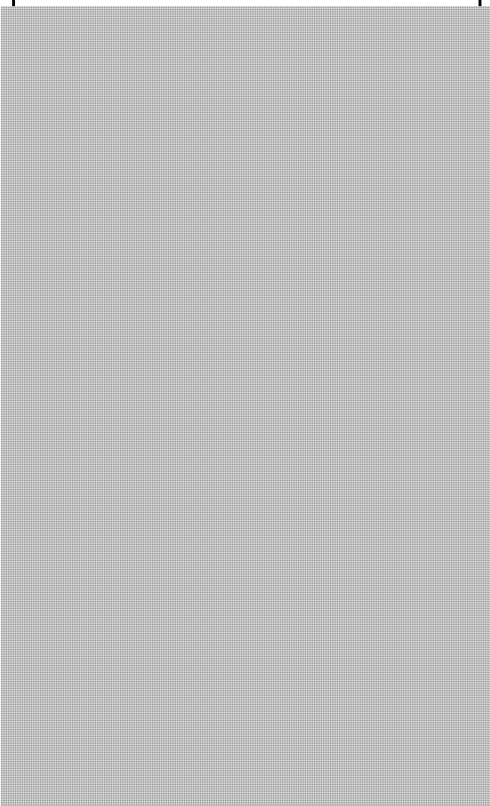
21(1)(b)

23


21(1)(a)

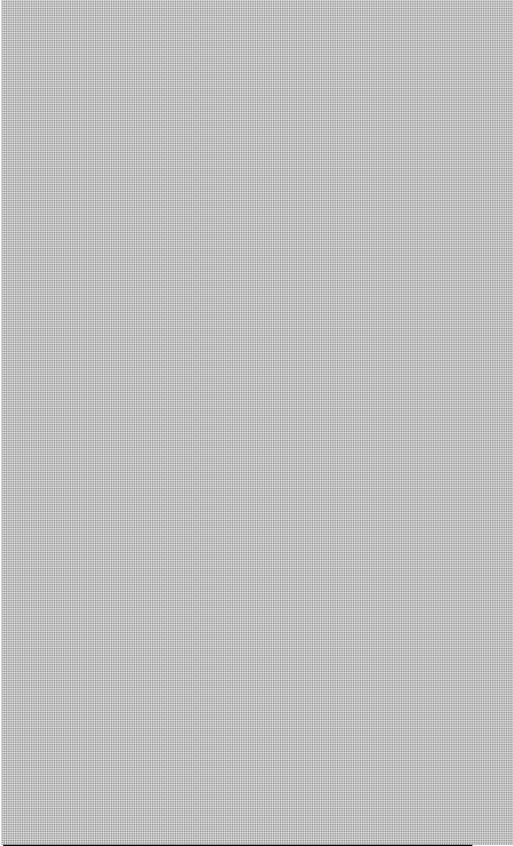
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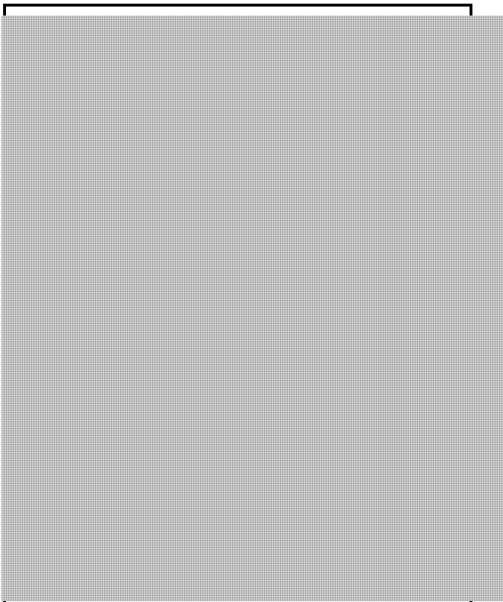
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21(1)(a)  
21(1)(b)  
23

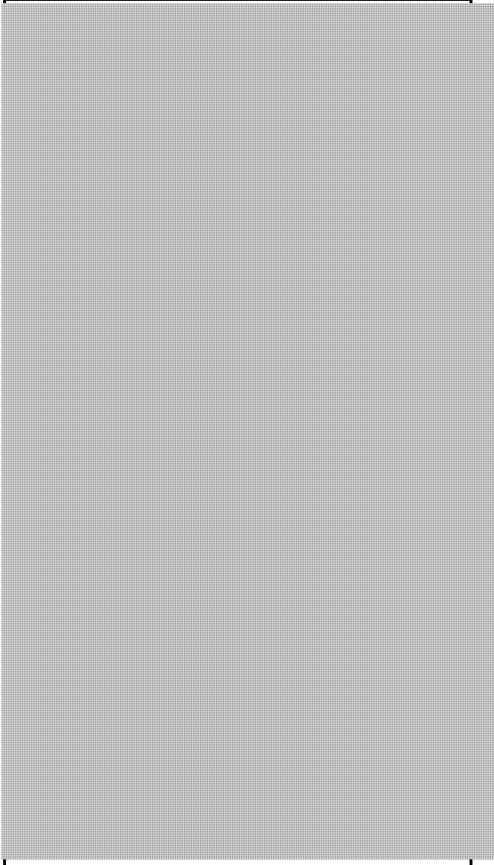




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21(1)(b)

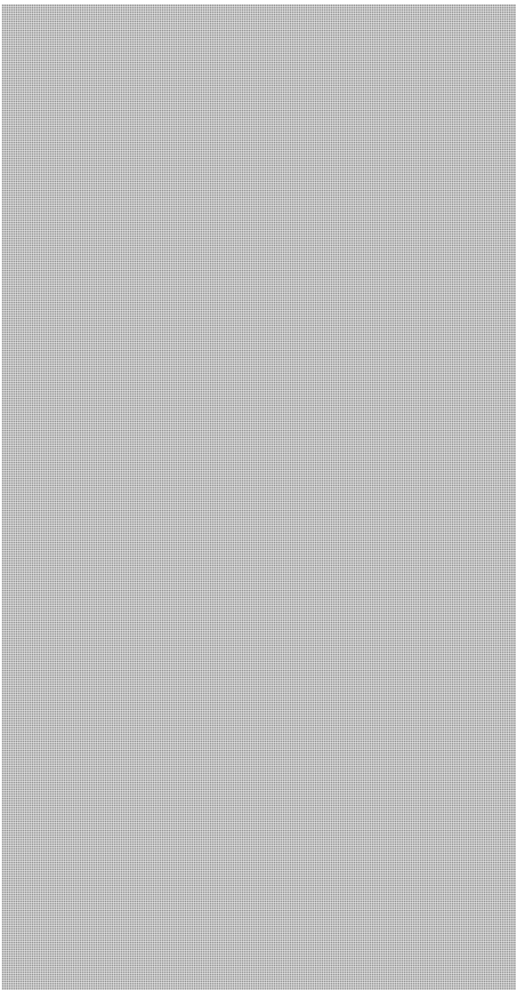
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21(1)(a)

21(1)(b)

23




[illegible]

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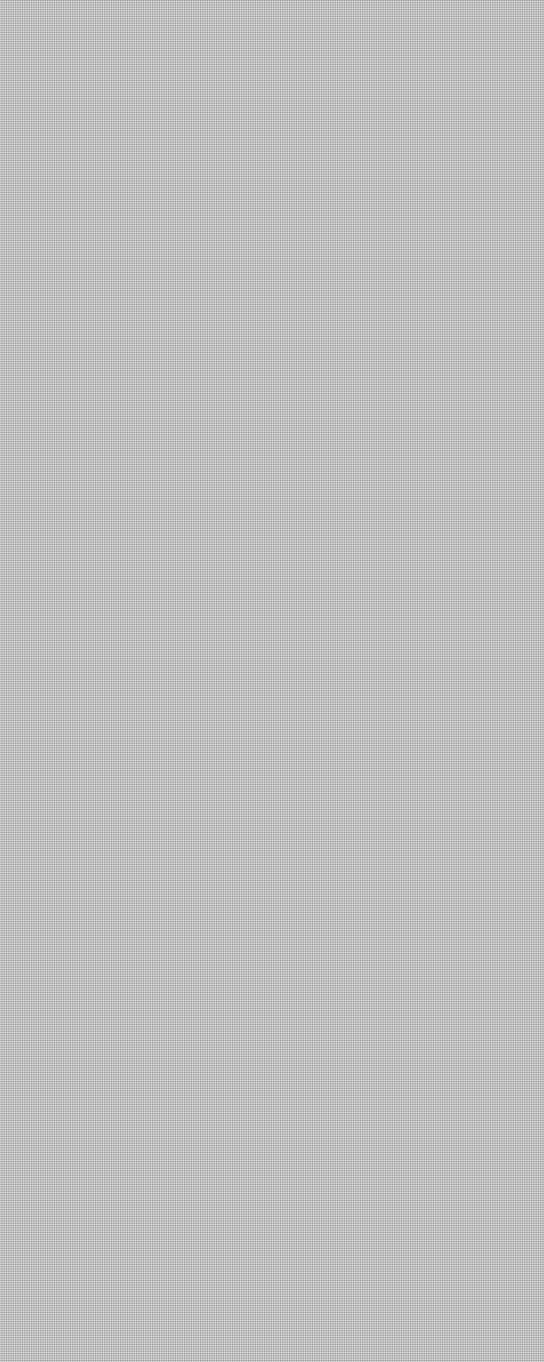


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21(1)(a)

21(1)(b)

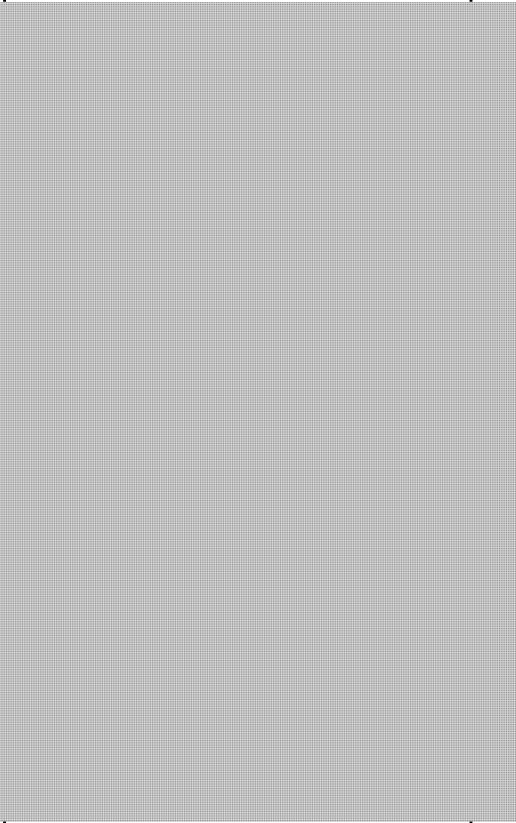
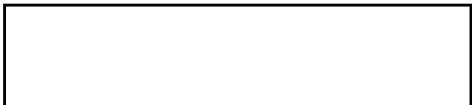
23








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21(1)(a)

21(1)(b)

23

**From:** Adrian Luhowy  
**To:** Parvez Khan; Carol Gagné  
**Subject:** FW: Line 9: Insufficient planning leaves significant risks  
**Date:** Tuesday, July 21, 2015 7:45:04 AM

---

Should this go on the record?

And what do we do with it? This has nothing to do with the outstanding conditions. And she continues an approach of providing material that's already been provided, considered, and even addressed in previous Board decisions.

---

**From:** Secretary  
**Sent:** July-21-15 7:38 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Line 9: Insufficient planning leaves significant risks

OF-Fac-Oil-E101-2012-10 05

*Susan Abuid*

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
National Energy Board | Office national de l'énergie  
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[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5508  
<http://www.neb-one.gc.ca>

adimage001.jpg@01CF691F,8D5CQ290



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**From:** Louise Lanteigne [<mailto:butterflyblue@rogers.com>]  
**Sent:** Tuesday, July 21, 2015 12:33 AM  
**To:** Secretary; Prime Minister/Premier Ministre; Tom Mulcair; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Elizabeth May; DionStéphane [NCR]; [leona.aglukag@parl.gc.ca](mailto:leona.aglukag@parl.gc.ca); Francis Scarpaleggia; [premier@ontario.ca](mailto:premier@ontario.ca); MP Peter Braid (Kitchener-Waterloo); [minister.moe@ontario.ca](mailto:minister.moe@ontario.ca); MIN Feedback (MNR); Gg Info; MPP Kitchener-Waterloo Catherine Fife; [linda.duncan@parl.gc.ca](mailto:linda.duncan@parl.gc.ca); Bob Chiarelli MPP (Constituency Office); Andrea Horwath; Joe: HOC Oliver; [feedback@sixnations.ca](mailto:feedback@sixnations.ca); Myeengun Henry; [NSCI\\_FCSN@rcmp-grc.gc.ca](mailto:NSCI_FCSN@rcmp-grc.gc.ca); [bernard.valcourt@parl.gc.ca](mailto:bernard.valcourt@parl.gc.ca)  
**Subject:** Line 9: Insufficient planning leaves significant risks

Dear NEB Secretary: Please relay the following Line 9 concerns to the NEB Board on my behalf.

Dear Hon. Ministers, NEB board members et al.

In regards to the Line 9 NEB process, these issues remain unresolved and I send this in good faith that we may facilitate meaningful resolutions to these matters.

I also provide this document as a way to show there is no plausible deniability regarding these concerns.

## THE RISK OF LINE 9

Written by NEB participant Louise Lanteigne

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2. NEB HEARING PROCESS: AREAS OF CONCERN
3. AFTER THE NEB HEARING: AREAS OF CONCERN
  - 3.1 Lawsuit by Chippewas of the Thames
  - 3.2 Municipal Resolutions Approved out of Concern for Line 9
  - 3.3 Unreported and Inadequate Spills Response
  - 3.4 Criteria For Reasonable Hearing Not Met

## 1. MAP OF LINE 9

- Line 9 Phase 1 (also known as Line 9A) runs from the refinery and pumping stations of Sarnia to Westover Ontario
- Line 9B runs from the pumping station of Westover to the Montreal Terminal.



## 2. NEB HEARING PROCESS: AREAS OF CONCERN

### **2.1 LINE 9 NATIONAL ENERGY BOARD (NEB) HEARINGS WERE UNREASONABLY LIMITED IN SCOPE**

Here is the link to the Enbridge Line 9 original 9-page application to the National Energy Board. This limited the scope of the Line 9 NEB review to only the area of the pumping station properties without regard for the impacts the change of pressure and flow would have on the physical pipes in between the pumping stations or the communities and land owners in between. It is online at [https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/706045/A2C0U9\\_-\\_Line\\_9\\_Reversal\\_Phase\\_1\\_Project.pdf?\\_gc\\_lang=en&nodeid=705901&vernum=0](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/706045/A2C0U9_-_Line_9_Reversal_Phase_1_Project.pdf?_gc_lang=en&nodeid=705901&vernum=0)

### **2.2 NO CROWN CONSULTATIONS FOR FIRST NATIONS TOOK PLACE**

At the first Line 9 hearing in London, Ontario (regarding phase 1 from Sarnia To Westover), Six Nation's elders Ruth and Floyd Montour showed up to defend treaty rights. Their community was not reasonably informed of the Line 9 hearing ([http://www.huffingtonpost.ca/ian-carey/pipeline\\_b\\_1546236.html](http://www.huffingtonpost.ca/ian-carey/pipeline_b_1546236.html)) even though the pipe crosses their Haldimand Tract Treaty Lands in Ayr Ontario.

Featured image



During the Line 9B NEB hearings in Toronto, Amanda Lickers (representing Rising Tides) referenced Exhibit A3J3V6. This document states Enbridge's current use of land is incompatible with traditional indigenous usages; that Enbridge has not reviewed any treaties that are impacted by this project.

### **2.3 LINE 9 IS NOT UP TO CODE**

Richard Kuprewicz from Accufacts wrote the affidavit evidence for Équiterre (<http://s3.documentcloud.org/documents/748594/9b-safety-report-2013-08.pdf>) during the Line 9 hearings. He has over 40 years experience and works as an adviser for the US pipeline regulator, the PHMSA. He states Line 9 has over *90% chance of rupture*. The steel is too thin; there are cracks, crack clusters and rust. This pipe is at end of life and the standards of the pipe as installed in the 1970's are no longer up to code.

Hydrostatic testing at 150% the Maximum Allowable Operating Pressure (MAOP) is needed to prevent the risks, yet Enbridge has stated publicly that a hydrotest is not needed and could cause unnecessary damage to the pipe.

([http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge\\_ramps\\_up\\_repairs\\_on\\_controversial\\_line\\_9\\_pipeline.html](http://www.thestar.com/news/gta/torontopipeline/2014/01/24/enbridge_ramps_up_repairs_on_controversial_line_9_pipeline.html))



Here is a YouTube video where Richard Kuprewicz speaks on Line 9. He states clearly at 19:00 that there is no existing evidence to suggest that hydrostatic testing can damage a pipeline. Line 9 already experienced reversal of flow once previously. The process required hydrostatic testing and it was done without issue by Enbridge. Why should they take issue with doing the same test?

At the end of this video, Mr. Kuprewicz states the only likely reason why Enbridge doesn't want to do hydrostatic testing is that this line would fail the test.

Some government agencies prohibit the viewing of YouTube videos however I strongly believe this video warrants an exception due to the privileged and qualified information contained therein. The risks as outlined in this video should not be silenced by the use of government discretionary powers.

## **2.4 OUTDATED AND UNSAFE VALVE PLACEMENT**

Shut-off valves placed by rivers in the 1970's have no regard for erosion issues that happened with increased urban growth and storm water runoff upstream. The Grand River's Line 9 manual shut-off valve was inside the flood zone. If a rupture happened during a flood or ice-jam, someone would have had to go into the water to shut it off. This specific valve was replaced, but the need was there to secure proper audits along the entire line to make sure the existing valves are reasonably placed throughout the line.

Valves along Line 9 are generally spaced 12 km apart, and not all water bodies have two valves to protect it on either side. If there is only one valve protecting a river and the pipe ruptures, the 12 km of oil in the remaining pipe will reverse flow and spill into the water.

*In spite of all these issues, the National Energy Board approved the flow reversal of the Line 9 Pipelines. Here are the Letters of Decision from the Line 9 NEB processes.*

### **Reason of Decision for Line 9 phase 1**

[https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/834328/834582/A2V3K2\\_-\\_Letter\\_Decision\\_OH-005-2011.pdf?nodeid=834303&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/706191/706437/834328/834582/A2V3K2_-_Letter_Decision_OH-005-2011.pdf?nodeid=834303&vernum=-2)

### **Reason of Decision for Line 9B**

[https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2431831/2428616/Reasons\\_for\\_Decision\\_OH-002-2013\\_-\\_A3V1E4.pdf?nodeid=2431830&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2431831/2428616/Reasons_for_Decision_OH-002-2013_-_A3V1E4.pdf?nodeid=2431830&vernum=-2)

## **3.1 LAWSUIT BY CHIPPEWAS OF THE THAMES**

Chippewas of the Thames launched a legal challenge regarding the lack of Crown consultation which violates Treaty Rights, Constitutional Law and Charter Rights.

First Nation's reservations are not protected by Provincial laws because they are territorial lands that fall under the jurisdiction of the Federal Government. Often times when contamination risks occur on a reservation, they are told by Federal agencies that it is a Provincial matter since it has to do with pollution. When they go to Provincial agencies they are told they can't be helped because it's Federal Issue since it is on First Nation's territories. It is more challenging to secure help to keep people and communities safe since Provincial laws do not apply on reserves. The issues are cross jurisdictional and complex.

Crown Consent helps to bridge the policy gaps and it is designed to protect lives. It requires the Crown to appoint an objective negotiator to work with First Nation's communities to identify the risks, the costs and what protocols are needed to help keep communities safe while protecting their Treaty rights. To negate this process clearly places these communities at risk.

The court hearing took place on June 16, 2015 in Toronto. As a witness to that hearing I observed Enbridge's solicitor argue they should not be punished for the lack of Crown Consultation because it was not their fault it didn't happen. They wanted the current decision to stand.

I observed the Crown Solicitor suggest that is it pointless to allow Crown Consultation until after approvals are given because if the answer is no there is no need to facilitate it.

The solicitor for the Chippewas of the Thames spoke on how the Crown solicitor's suggestion would result in two classes of people where First Nation's communities are not allowed to have a say on a project until after it is fully approved. This would force First Nations to have to use the court to make amendments or to contest a concept rather than facilitate the honest dialogue with everyone else prior to approval. He stood strong on the need to protect Crown Consultations prior to approvals and finished his argument saying the laws are designed to protect adverse impacts to First Nation's communities. The term adverse is not limited to oil spills.

Currently we await the court decision. In the meantime, 42 groups have since released a public letter in support for Chippewas of the Thames. (<http://toronto.mediacoop.ca/story/open-letter-support-chippewas-thames-first-nation%E2%80%99/33671>) It was signed by the following:

- Idle No More
- Defenders of the Land
- Council of Canadians
- Greenpeace Canada
- 350.org
- Public Service Alliance of Canada (PSAC)
- CUPE Ontario
- Indigenous Environmental Network (IEN)
- Ontario Council of Hospital Unions
- Steelworkers Toronto Area Council
- Ontario Coalition Against Poverty (OCAP)
- Law Union of Ontario
- Mining Injustice Solidarity Network
- Aamjiwnaang and Sarnia Against Pipelines
- No One Is Illegal – Toronto
- Climate Justice Montreal
- Rising Tide Toronto
- Council of Canadians, Toronto Chapter
- Native Youth Sexual Health Network
- Centre for Social Justice
- Christian Peacemaker Teams
- Earthroots
- Toronto West End Against Line 9
- Church of St Stephen-in-the-Fields
- Council of Canadians, Guelph Chapter
- Toronto East End Against Line 9
- Independent Jewish Voices – Toronto
- Scarborough Bitumen Free Future
- Council of Canadians, Toronto Chapter
- Engineering Without Borders Canada – University of Waterloo Chapter
- Hamilton 350
- Fossil Free Lakehead
- Environment Hamilton
- Kitchener-Waterloo Solidarity Network
- Council of Canadians Hamilton Chapter
- Social Justice and Advocacy Committee, Anglican Diocese of Toronto
- 350 Waterloo
- Lakehead University Environmental Law Students' Association
- Environmental Justice @ York
- Coalition Against Israeli Apartheid
- Waterloo Region Coalition Against Line 9
- Great Lakes Commons

## 3.2 MUNICIPAL RESOLUTIONS APPROVED OUT OF CONCERN FOR LINE 9

Many communities have written to the NEB requesting more valves and hydrostatic testing of Line 9 to prevent oil spills in their communities. Some have asked the Province to intervene to conduct their own review.

Here is a list of some of the Ontario Resolutions passed. Click on them for further details:

- [Toronto Council voted 28-4 to ask Ontario for Environmental Assessment of Line 9.](#)
- [Hamilton, Mississauga, Toronto & Kingston letter to NEB re: integrity of Line 9](#)
- [Clairmont, Whitby, Oshawa, Pickering and Ajax passed unanimous votes calling for hydrostatic testing of Line 9](#)
- [Regional Municipality of Halton Ontario passed resolution for 2 valves by each side of the river where Line 9 crosses.](#)
- [City of Oakville wants two valves along Line 9 river crossings.](#)
- [United Counties of Leeds and Grenville Line 9 resolution calling for hydrostatic testing.](#)

Les Citoyens au Courant created this list featuring municipalities in Quebec who have completed resolutions demanding Hydrostatic testing and valve placements.



## 3.3 UNREPORTED AND INADEQUATE SPILLS RESPONSE

### **EXAMPLE 1: SPILLS AND LEAKS OF LINE 9**

Research by CTV W5 has uncovered that Enbridge's Line 9 pipeline has almost had a spill a year over the course of its history, some small but some as large as thousands of litres. (<http://www.ctvnews.ca/w5/line-9-has-had-significantly-more-spills-than-previously-stated-w5-reports-1.1698286>) There are a number of incidents that were not reported to municipalities or the NEB.

CTV's W5 provides an infographic specific to Line 9 leaks. The total of oil spilled so far from Line 9 according to their findings, is 3,065,359 L (equal to 19,280.53 US Barrels of Oil). (<http://www.ctvnews.ca/w5/infographic-line-9-pipeline>)

Line 9 phase 1 from Samia to Westover Ontario has been flowing with oil since January 2014 and they found leaks already. (<http://line9communities.com/contaminated-land/>)

The NEB states on June 18, 2015 the following: Ongoing condition monitoring was imposed because the updated engineering assessment indicated that some leak dependent features were observed in the field. ([https://docs.neb-one.gc.ca/11-eng/11isapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave to Open Application No. 6 dated 6 February 2015 - Operation of Line 9B - A4Q6Y9.pdf?nodeid=2789289&vernum=-2](https://docs.neb-one.gc.ca/11-eng/11isapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave%20to%20Open%20Application%20No.%206%20dated%206%20February%202015%20-%20Operation%20of%20Line%209B%20-%20A4Q6Y9.pdf?nodeid=2789289&vernum=-2))

### **EXAMPLE 2: THE HUMBER RIVER SPILLS RESPONSE**

A Hazmat 2 Spill was reported in proximity to the Line 9 pipeline along the Humber River by Albion Road on May 30, 2014. ([http://www.thestar.com/news/gta/2014/05/31/spill\\_reported\\_in\\_humber\\_river\\_in\\_north\\_toronto.html](http://www.thestar.com/news/gta/2014/05/31/spill_reported_in_humber_river_in_north_toronto.html)) Early media coverage stated it was from a high pressure pipeline and documents secured by FOI shows the solvent was identified as oil.

This incident occurred in the area where Line 9 and three other pipelines cross the Humber River in Toronto. To this day the source of the spill remains unidentified. Evidence gathered suggests there were actions by someone who's intent it was to silence the flow of critical information. Their conduct may have violated law.

Documents confirm vac trucks and booms were used but the booms were not wide enough to cross the river to stop the flow of the oil.

Information gathered suggests there were actions taken that may have violated law. These issues were raised with the NEB, the Ontario Spills

Action Centre, the Transportation Safety Board as well as other Provincial and Federal agencies.

humber5



Photo of Humber Spill by Louissette Lanteigne

### EXAMPLE 3: ENBRIDGE'S SECRECY OF THEIR EMERGENCY PROCEDURES MANUAL

The National Energy Board's Chairman Peter Watson sent Enbridge a letter stamped February 5, 2015 (<https://www.neb-one.gc.ca/sftnvrnmmt/cmpinc/brcdr/nbrdg/2015/2015-02-05nbnnda-eng.pdf>) where they raise concern about the fact that some municipalities are being asked to sign a non-disclosure agreement (NDA) before they receive a copy of Enbridge's Emergency Procedures Manual.

Mr. Watson wrote "I am concerned that Enbridge's practice of requesting NDA's is not consistent with the principals of regulatory transparency that guides the Boards regulatory approach. Additionally, in the circumstances where municipalities are unwilling to sign NDAs, I would appreciate knowing what steps Enbridge will be taking to assure the requirement of section 34 of the OPA are met."

## 3.4 CRITERIA FOR A REASONABLE HEARING NOT MET

### EXAMPLE 1: THE NEB CONFIRMS THEY LACKED BASIC KNOWLEDGE OF LINE 9

October 6, 2014 the NEB denied Enbridge Leave to Open in a letter where they state:

- a) Enbridge has not provided adequate information regarding the location and spacing of the Line 9 valves
- b) The Board is of the view that Enbridge should prepare a new description of the criteria that Enbridge will use to determine whether a watercourse crossing is considered 'major'.
- c) The Board notes that only 6 of the 104 MWCs identified by Enbridge appear to have valves installed within 1 km on both sides of the water crossing, while the majority appear to have valves installed more than 10 km from the water crossing on at least one side. (<https://s3.amazonaws.com/s3.documentcloud.org/documents/1311741/letter-to-enbridge-pipelines-inc-condition-16.pdf>)

In light of this information the following questions must be asked:

- How can the NEB give their approval of this project with the absence of data so basic as valve placements?
- The NEB has been acting as a pipeline regulator since 1956 so why in 2014 does the NEB defer to Enbridge to define a criteria that Enbridge will use to determine what a Major Water Crossing is?
- Doesn't the NEB have it's own criteria for Major Water Crossing?
- After years of working with Enbridge for approvals, why would they not have knowledge on basic information such as the criteria of Major Water Crossings prior to approvals?
- The NEB is critical of the fact that only 6 out of 104 rivers have dual valves within 1km and yet the NEB gave the approval for it's construction and for two flow reversals that took place since. Knowing that the NEB has a history of overlooking such obvious safety risks, why should we trust their ability to scrutinize this project?

The Ontario government called on the NEB to initiate an independent third party assessment on the state of Line 9, saying we should not rely solely on Enbridge's findings. That is a reasonable request if we want to avoid the risks.

([http://www.thestar.com/news/gta/torontopipeline/2013/10/17/enbridge\\_ontario\\_pipeline\\_plan\\_continues\\_to\\_draw\\_criticism.html](http://www.thestar.com/news/gta/torontopipeline/2013/10/17/enbridge_ontario_pipeline_plan_continues_to_draw_criticism.html))

## **EXAMPLE 2: ONE PERSON DECIDES THE FATE OF LINE 9**

February 6, 2015 The NEB confirms that the 17 new valves were placed resulting in a total of 62 valves along the pipeline and they added new conditions. ([https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2680267/Letter\\_and\\_Order\\_MO-001-2015\\_-\\_A4H2Z0.pdf?nodeid=2679828&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2680267/Letter_and_Order_MO-001-2015_-_A4H2Z0.pdf?nodeid=2679828&vernum=-2)) Included with these changes is the following passage on the NEB website that states:

To ensure consistent oversight, the NEB Chair has taken the extra measure to authorize a member of the Board, pursuant to section 14 of the National Energy Board Act, to review all future filings for this project. This member is authorized to act with the full authority of the Board. (<http://www.neb-one.gc.ca/bts/nws/nr/2015/nr09-eng.html>)

According to the Feb. 6 Filing A65779 that person is Dr. Ron Wallace, who was appointed to the National Energy Board on October 4, 2013, by Minister Joe Oliver. (<https://www.nrcan.gc.ca/media-room/news-release/2013/11510>)

Why do they give the final say to only one person when this pipeline crosses the most densely populated areas of Canada?

Line 9 crosses tributaries of Lake Ontario and the St. Lawrence River, a water body shared with the US. Is it reasonable that such an enormous burden should fall upon the discretionary powers of just one man?

## **EXAMPLE 3: NEB OMITTED CROSS EXAM OF EXPERTS AND CALLED IT A SUCCESS.**

The NEB were the ones who knowingly excluded cross exam of experts at both Line 9 hearings. NEB staff deemed it a "success" that engineering and integrity issues were not cross examined and I secured that document using Freedom of Information.

(<http://www.vancouverobserver.com/news/waterloo-woman-finds-neb-e-mail-lauding-public-s-inability-question-pipelines>)

## **EXAMPLE 4: NEB'S HYDROSTATIC TESTING IS INSUFFICIENT**

June 18, 2015 the NEB mandates a scoped hydrostatic test ([https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave\\_to\\_Open\\_Application\\_No\\_6\\_dated\\_6\\_February\\_2015\\_-\\_Operation\\_of\\_Line\\_9B\\_-\\_A4Q6Y9.pdf?nodeid=2789289&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2432299/2789379/Leave_to_Open_Application_No_6_dated_6_February_2015_-_Operation_of_Line_9B_-_A4Q6Y9.pdf?nodeid=2789289&vernum=-2)) on three sections of Line 9 near Hilton Ontario, a section between Kingston and Brockville Ontario and in Mirabel Quebec for a total distance of 60 km. The stress test at these locations will run at 100% of the pipe's maximum yield strength for one hour followed with a four hour leak test at the section maximum operating pressure as specified in CSA Z662-11.

Technically speaking these conditions of the test don't even comply with Enbridge's Brochure on Hydrostatic Testing which states: Typically hydrostatic test pressures are about 1.25 to 1.5 times higher than the normal maximum operating pressure.

(<http://s3.documentcloud.org/documents/724930/hydrostaticpressure-testing.pdf>)

Enbridge claims that its in-line inspection tool can detect any serious threats to the pipeline. According to expert Richard Kuprewicz, the in-line detection technology Enbridge is using has yet to be proven effective. (<http://www.desmog.ca/2013/10/21/pipeline-expert-90-percent-probability-line-9-rupture-dilbit>)

Ontario demanded that Enbridge conduct a hydrostatic test on Line 9. So have numerous municipalities along the way in Ontario and Quebec so why are they still denying the demands of the public to provide these basic structural integrity tests?

**In light of this information I would like to formally demand hydrostatic testing of Line 9 for the entire line at 150% the Max Operating Pressure.**

**I also would like to support a local resolutions calling for municipalities to secure shut off valves to be placed on both sides of Major Water Crossings.**

**I support the need for Crown Consultation for First Nation's communities to protect their residents and to support compliance with Constitutional Laws, Charter Rights and Treaty Rights.**

**I support an independent third party review of structural integrity concerns of Line 9.**

**I want this information on record and view able on the NEB website**

**Thank you kindly for your time.**

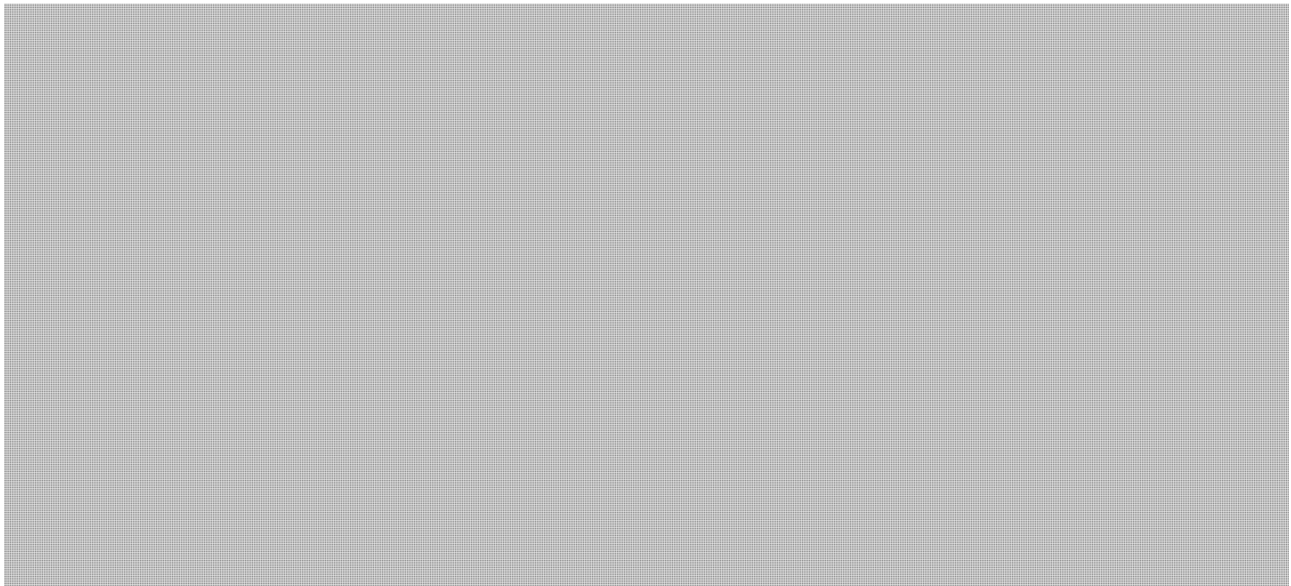
Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2



**From:** [Darcie Harding](#)  
**To:** [DL Energy East Panel](#)  
**Subject:** Energy East - Summary of ATP Assessment for Discussion at Wednesday meeting  
**Date:** Tuesday, July 28, 2015 12:52:22 AM  
**Attachments:** [NEB DM PROD-#877700-v1-Energy East - ATP Assessment Summary for Discussion.XLS](#)  
[NEB DM PROD-#871477-v1-Energy East - ATP Assessment - H and M - with LM and JG Dec.XLSX](#)

---

Hello,



Thanks,

Darcie

**From:** [Darcie Harding](#)  
**To:** [DL Energy East Legal Counsel](#)  
**Cc:** [DL Energy East HMTeam](#)  
**Subject:** Energy East - JG's revisions to his ATP assessment  
**Date:** Tuesday, July 28, 2015 11:45:58 AM  
**Attachments:** [ATP Assesment- JG Revision.msg](#)  
[ATP H and M.msg](#)

---

Thanks,

Darcie



**From:** [Jacques Gauthier](#)  
**To:** [Darcie Harding](#); [Erin Dutcher](#)  
**Cc:** [Lyne Mercier](#); [Roland George](#)  
**Subject:** ATP Assesment- JG Revision  
**Date:** Tuesday, July 28, 2015 8:45:49 AM  
**Attachments:** [NEB DM PROD-#877700-v1-Energy East - ATP Assessment Summary for Discussion.XLS](#)

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Good morning,

I have added my comments or leaning for each ATPs on which we should discuss. I hope it will simplify our discussion tomorrow.

I will see you tomorrow.

Jacques

**From:** [Jacques Gauthier](#)  
**To:** [Darcie Harding](#); [Erin Dutcher](#)  
**Cc:** [Lyne Merdier](#); [Roland George](#)  
**Subject:** ATP H and M  
**Date:** Tuesday, July 28, 2015 9:08:14 AM  
**Attachments:** [Copy of NEB\\_DM\\_PROD-#871477-v1-Energy East - ATP Assessment - H and M -  
with LM and JG Dec.XLSX](#)

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JG Revision July 28

**From:** [Amadou Sangare](#)  
**To:** [Parvez Khan](#); [Katherine Murphy](#); [Carol Gagné](#)  
**Subject:** Fw: For Action: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.  
**Date:** Friday, August 21, 2015 3:37:03 PM  
**Importance:** High

---

Wondering if you got that already.

Sent from my BlackBerry 10 smartphone on the Rogers network.

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**From:** Jess Dunford <[Jess.Dunford@neb-one.gc.ca](mailto:Jess.Dunford@neb-one.gc.ca)>  
**Sent:** Friday, August 21, 2015 12:22 PM  
**To:** Amadou Sangare  
**Subject:** FW: For Action: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

---

Amadou; fyi.

---

**From:** Jess Dunford  
**Sent:** August 21, 2015 9:58 AM  
**To:** Tracy Sletto  
**Cc:** Adrian Luhowy; Shelley Milutinovic; Kurt McAllister  
**Subject:** For Action: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.  
**Importance:** High

Tracy;



The media article is here:

<http://www.nationalobserver.com/2015/08/20/news/controversial-pipeline-changing-hands>

The response and question to the Library was as follows:

**From:** Library Bibliotheque  
**Sent:** Tuesday, August 18, 2015 10:31 AM  
**To:** 'Louisette Lanteigne'  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Good morning Louisette,

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure noted below, and has not done so. Hence, there is no documentation to provide in that regard.

Hope this helps.

Thank you,  
Andrea

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Monday, August 17, 2015 7:06 PM  
**To:** Library Bibliotheque  
**Subject:** Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

Enbridge Line 9 was one of the assets that changed ownership from Enbridge Pipeline Inc. to Enbridge Investments Holdings Inc. as confirmed by Mr. Graham White of Enbridge Pipelines.

The question I have is very specific so it should be fairly easy to find hopefully. I would like to request the document(s) that gives NEB consent to Enbridge for this change of ownership of Enbridge Pipeline Inc.'s assets to Enbridge Investment Holdings Ltd. It is my understanding that is a normal process done to assure compliance with section 74 of the NEB Act.

I include the email from Mr. White below for your reference to show the restructuring of assets including Line 9.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>  
**To:** Louissette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:55 PM  
**Subject:** RE: Line 9 inquiry

Hello, Louissette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most

recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>  
And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>

There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,  
Graham White  
Enbridge Pipelines

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**From:** Library Bibliotheque <[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)>  
**To:** "butterflybluelu@rogers.com" <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:37 PM  
**Subject:** Enbridge brochure

Good afternoon Louissette,

Please see attached Enbridge brochure on line 9 and let me know if it is what you are looking for.

*Thank you,*  
*Andrea Caza*  
*Reference Officer | Préposée aux références*  
*National Energy Board Library | Office national de l'énergie*  
*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*  
*517 , Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

19(1)  
21(1)(a)  
21(1)(b)

**From:** [Jess Dunford](#)  
**To:** [Carol Gagné](#); [Katie Emond](#)  
**Subject:** RE: Line 9 inquiry  
**Date:** Tuesday, August 25, 2015 4:55:02 PM

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Thanks again Carol and Katie for touching base on this in my absence. For what it's worth, here's my thoughts on this before I head off...



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**From:** Jess Dunford  
**Sent:** August 25, 2015 1:28 PM  
**To:** Carol Gagné  
**Cc:** Katie Emond  
**Subject:** RE: Line 9 inquiry

Thanks Carol – I'm out of the office tomorrow, but perhaps you could in touch with Katie Emond at some point?

Katie's acting for me the rest of this week, and it would be good to get a sense of how this may play out process-wise.

JSD

---

**From:** Carol Gagné  
**Sent:** August 25, 2015 1:19 PM  
**To:** Jess Dunford  
**Subject:** Re: Line 9 inquiry

Carol Gagné  
Legal counsel  
403-629-5428  
Sent from my BlackBerry

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**From:** Jess Dunford  
**Sent:** Tuesday, August 25, 2015 12:54 PM  
**To:** Carol Gagné  
**Cc:** Amadou Sangare  
**Subject:** RE: Line 9 inquiry

Hi Carol – would you have a chance to chat for 10 minutes on this before 2:30? I'm out of the office tomorrow through Friday, and would like to initiate any steps on this that need be if possible...

Thanks! JSD

A0011539\_214-000294

21(1)(a)

21(1)(b)

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**From:** Amadou Sangare  
**Sent:** August 25, 2015 12:17 PM  
**To:** Jess Dunford  
**Cc:** Adrian Luhowy; Chris Loewen; Tracy Sletto; Craig Loewen; Shelley Milutinovic; Carol Gagné  
**Subject:** Re: Line 9 inquiry

Hi Jess,

[REDACTED]  
[REDACTED] So, I have Cc Carol Gagné who may provide us with clarifications. I am also available for further detailed discussions.

Thanks

Amadou

Sent from my BlackBerry 10 smartphone on the Rogers network.

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**From:** Jess Dunford  
**Sent:** Tuesday, August 25, 2015 8:27 AM  
**To:** Amadou Sangare  
**Cc:** Adrian Luhowy; Chris Loewen; Tracy Sletto; Craig Loewen; Shelley Milutinovic  
**Subject:** FW: RE: Line 9 inquiry

Hi Amadou;

I see Ms. Lanteigne has raised further questions on the Line 9 ownership to the Secretary (below), and requested a review of compliance with regard to s.74. [REDACTED]

Cheers — JSD

[REDACTED]

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**From:** Secretary  
**Sent:** August 25, 2015 7:06 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: RE: Line 9 inquiry

OF-Fac-Oil-E101-2012-10 05

**Susan Abuid**

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
National Energy Board | Office national de l'énergie

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Telephone | Téléphone 403-608-7541

Facsimile | Télécopieur 403-292-5503

<http://www.neb-one.gc.ca>

cid:image001.jpg@01CF691F.305C0290



A0011539\_215-000295

---

**From:** Louise Lanteigne [<mailto:butterflyblue@rogers.com>]

**Sent:** Monday, August 24, 2015 7:21 PM

**To:** Katherine L. Murphy - Communications; Secretary; "[premier@ontario.ca](mailto:premier@ontario.ca)"; "[minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)"; MIN Feedback (MNR); Minister (MAH); Min XNCR; "[minister.ene@ontario.ca](mailto:minister.ene@ontario.ca)"; Min.Aglukkaq [NCR]; MPP Catherine Fife (Kitchener-Waterloo); Andrea Horwath; DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); Tom Mulcair; "[justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca)"; Elizabeth May; MPP Peter Tabuns; Minister MOECC (MOECC); "[NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca)"; Theresa McClenaghan; Jessica Molnar; "[abscott@environmentaldefence.ca](mailto:abscott@environmentaldefence.ca)"; Dianne Saxe; Clayton Ruby; Steven Shrybman; MPP Daiene Vernile; MP Harold Albrecht (Kitchener-Conestoga); MP Gary Goodyear (Cambridge); David Donnelly; Faisal Moola

**Subject:** Re: RE: Line 9 inquiry

Dear Ms. Murphy

The time has come for me to use absolute and qualified privilege to assure transparency on this issue because right now the ownership of Line 9 is in question and the need is there to assess compliance to section 74 of the NEB Act.

As per the email of Mr. Graham White on **Monday, August 17, 2015 1:56 PM** it states:

" the **ownership transfer** and financial restructuring has nothing to do with hydrotesting of Line 9 or any other line. It **was conceived of and executed** well before any NEB mandated requirement for hydrotesting on the line."

I asked the NEB Library to provide me with ANY DOCUMENTATION regarding the changes of ownership of Line 9 because it has changed ownership several previously. To date I have had no response. I include the correspondences I sent right here:

---

**From:** Louise Lanteigne [<mailto:butterflyblue@rogers.com>]

**Sent:** Wednesday, August 19, 2015 3:22 AM

**To:** Library Bibliotheque

**Subject:** Re: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

In regards to the previous ownership of Line 9, Interprovincial Pipe Line Ltd. changed its name to Interhome Energy Inc., in 1988. Is there any documentation to show the NEB was informed of the name change or documents to show the NEB permitted this change?

Interprovincial Pipe Line Inc. was acquired by Interprovincial Pipe Line System Inc. in 1992. Is there any documentation to show that the NEB permitted this acquisition in compliance to section 74 of the NEB Act?

Interprovincial Pipe Line System Inc.'s name changed to IPL Energy Inc. in 1994. Was there any written notice provided to the NEB or consent given by the NEB about this change?

The name changed to Enbridge Inc. in 1998. Was there any written notice provided to the NEB or consent given by the NEB about this change?

If you can forward copies of the documents I would appreciate it.

Thank you.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

I spoke with Mr. Thakur at the Alberta Securities Exchange last week. He is their legal counsel. He stated to me on the phone the fact that Enbridge Pipeline Inc. is a COMPANY. This is according to the NEB's section 2 definition of the word. This discussion took place on August 10, 6:15 pm Waterloo ON time.



I contacted a PROFESSOR OF ECONOMY for his view. He wrote back the following to me:

"There certainly is something amiss here. I don't like it at all. I'm not sure how much detail you want about the malfeasance. I can assure you that what is being done is morally wrong though and any right thinking company would not foist this onto society."

Will the NEB please review the compliance of Line 9's in regards to section 74 of the NEB Act?

Can the NEB please prioritize the need to provide the paperwork to prove that PREVIOUS ownership changes of Line 9 complied with section 74 of the NEB Act?

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

PS. For the sake of informing our elected officials and various solicitors of this situation I will include our previous correspondences underneath.

---

**From:** Katherine L. Murphy - Communications <[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)>  
**To:** butterflybluelu <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 24, 2015 1:36 PM  
**Subject:** RE: RE: Line 9 inquiry

Ms. Lanteigne,

Ownership of Line 9B did not transfer. It has remained with Enbridge Pipelines Inc.

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure discussed below, and has not done so.

Regards,  
Katherine

Katherine Murphy

Communications Officer | Agente des communications  
National Energy Board | 517 Tenth Avenue SW, Calgary, Alberta  
Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
Government of Canada | Gouvernement du Canada  
telephone / téléphone : 587-538-2120  
[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)  
[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)  
Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

---

**From:** butterflybluelu [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Friday, August 21, 2015 10:21 AM  
**To:** Katherine L. Murphy - Communications  
**Subject:** Fwd: RE: Line 9 inquiry

Hi Ms. Murphy

The response I got from Mr.Graham White implied transfer of assets and ownership change of Line 9 as a past tense occurrence. The emails below imply this. The SEDAR website clearly shows transfers of

assets between Enbridge Pipeline Inc. And Enbridge Income Fund.

I spoke with Mr. Thakur, the legal counsel at the Alberta Securities Exchange Commission who confirmed that Enbridge Pipeline Inc. Is legally a "company" under the definition of the NEB Act section 2. For Enbridge Pipeline Inc. to transfer assets, amalgamate or change ownership requires the permission of the NEB to comply with section 74 of the NEB Act.

Is the NEB aware of the roll of Enbridge Income Funds being the new owner of Line 9 as Mr. White's emails seem to suggest?

Louisette Lanteigne  
700 Star Flower Ace  
Waterloo Ontario  
N2V 2L2

Sent from my Samsung device

----- Original message -----

From: Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>  
Date: 08-18-2015 4:44 PM (GMT-05:00)  
To: Louisette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
Subject: RE: Line 9 inquiry

Hello, again, Ms. Lanteigne. To be clear, the ownership transfer and financial restructuring has nothing to do with hydrotesting of Line 9 or any other line. It was conceived of and executed well before any NEB mandated requirement for hydrotesting on the line. Also, stakeholders and/or municipalities would not have to manage interactions with more than one entity, as our liability obligation does not change and asset transfers are from one entity to another, not to a variety of holdings. There is, in fact, more consolidation of assets now than before. If you have any further questions, or require further clarifications, please let me know and I would be happy assist you.

Regards,  
Graham

---

**From:** Graham White  
**Sent:** Monday, August 17, 2015 1:56 PM  
**To:** 'Louisette Lanteigne'  
**Subject:** RE: Line 9 inquiry

Hello, Louisette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>  
There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,  
Graham White  
Enbridge Pipelines

---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Monday, August 17, 2015 12:20 PM  
**To:** Graham White  
**Subject:** Line 9 inquiry

Hello Mr. White

Since the NEB Line 9 hearings there have been several acquisitions and ownership transfers made with

Enbridge as noted in the press. I was curious about the current ownership of Enbridge Line 9. Is it still under Enbridge Pipelines Inc. currently?

Are there any future plans to merge to merge that project with any other Enbridge firms?

Thanks

L. Lanteigne

**From:** [Parvez Khan](#)  
**To:** [Carol Gagné](#); [Andrea Caza](#)  
**Cc:** [Helen Gittersos](#)  
**Subject:** RE: Line 9 CPCN permit  
**Date:** Friday, August 28, 2015 12:07:10 PM  
**Attachments:** [NEB\\_DM\\_PROD-#454791-v1-OC-30.pdf](#)  
[Letter and Order AO-001-OC-30 to Enbridge Pipelines Inc. - A4D7L9.pdf](#)

---

Subject to what Andrea finds out, we have certificate OC-30 and only one amending order to it issued in 2014.

---

**From:** Louise George  
**Sent:** Friday, August 28, 2015 12:03 PM  
**To:** Carol Gagné  
**Cc:** Parvez Khan; Helen Gittersos  
**Subject:** RE: Line 9 CPCN permit

Thanks Carol. I'll get back to you shortly.

Louise

21(1)(a)

21(1)(b)

---

**From:** Carol Gagné  
**Sent:** Friday, August 28, 2015 11:33 AM  
**To:** Louise George  
**Cc:** Parvez Khan; Helen Gittersos  
**Subject:** RE: Line 9 CPCN permit

23

Louise,

**Carol Gagné**

Legal Counsel  
587-538-2118  
Cell: 403-629-5428

---

**From:** Louise George  
**Sent:** August-28-15 10:42 AM  
**To:** Helen Gittersos  
**Cc:** Jacqueline Vanhouche; Josée Touchette; Carol Gagné  
**Subject:** FW: Line 9 CPCN permit  
**Importance:** High

Hi Helene.

I understand that you are currently acting on behalf of Alex. Since Carol is dealing with another matter from this individual, [REDACTED]

If this is not correct, please redirect as appropriate.

Thanks.

Louise

*Louise George*

Acting SecretarySecrétaire par interim  
National Energy Board/Office national de l'énergie  
Tel/Tél: 403-299-3578  
cell/cellulaire: 403-629-6763  
[louise.george@neb-one.gc.ca](mailto:louise.george@neb-one.gc.ca)

---

**From:** Peter Watson  
**Sent:** Friday, August 28, 2015 10:31 AM  
**To:** Jacqueline Vanhouche  
**Cc:** Louise George; Josée Touchette  
**Subject:** Re: Line 9 CPCN permit

Thanks. Please have them prepare a response for me, [REDACTED]

Peter

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Jacqueline Vanhouche  
**Sent:** Friday, August 28, 2015 10:15 AM  
**To:** Peter Watson  
**Cc:** Louise George  
**Subject:** FW: Line 9 CPCN permit

Peter, [REDACTED]

21(1)(b)

23

*Jacqueline Vanhouche*

Executive Assistant to the Chair/  
Attachée de direction, bureau du président

---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Friday, August 28, 2015 10:09 AM  
**To:** Peter Watson; Anthony Daniel (OPP)  
**Subject:** Line 9 CPCN permit

Dear Mr. Watson

I would like to secure a copy of the CPCN permit of Enbridge Pipeline Inc. for Line 9 oil pipeline please.

If you can provide me and Srg. Anthony Daniel of the Ontario Provincial Police with a copy of that document I would greatly appreciate it because currently work is underway in Gananoque to facilitate the hydrostatic testing and I have made repeated inquiries to the NEB to see this document and to date there is no proof this document exists.

I would like this issue addressed in timely manner because work is underway on that pipe. I want to make sure it is legal to do the job.

Thank you very much.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**From:** [Keith Bolton](#)  
**To:** [Katie Emond](#); [Jess Dunford](#); [Carol Gagné](#)  
**Cc:** [Patricia Elhatton-Lake](#)  
**Subject:** RE: Line 9 inquiry  
**Date:** Friday, August 28, 2015 2:05:33 PM

---

Hi Katie,



Thanks,  
Keith

---

**From:** Katie Emond  
**Sent:** Thursday, August 27, 2015 12:56 PM  
**To:** Jess Dunford; Carol Gagné; Keith Bolton  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry

Hi all,

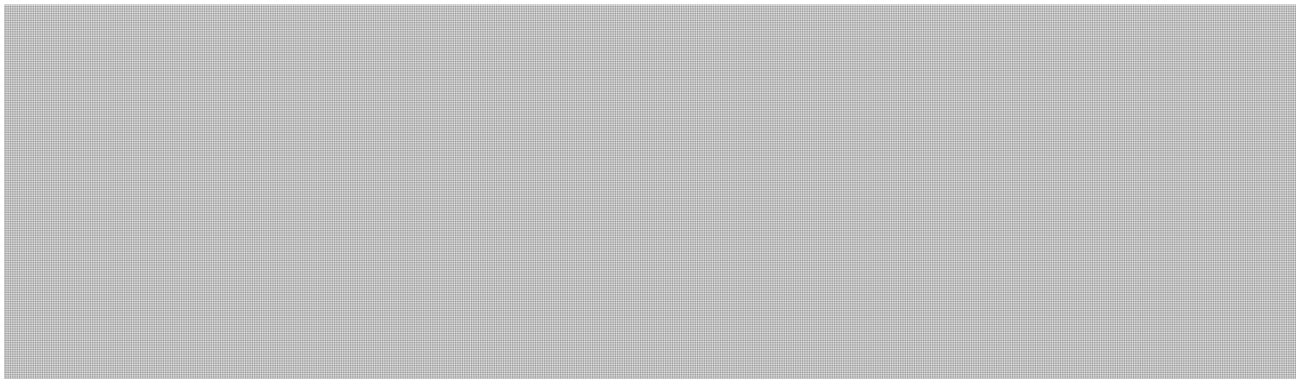


Thanks,  
Katie

---

**From:** Jess Dunford  
**Sent:** August 25, 2015 4:55 PM  
**To:** Carol Gagné; Katie Emond  
**Subject:** RE: Line 9 inquiry

Thanks again Carol and Katie for touching base on this in my absence. For what it's worth, here's my thoughts on this before I head off...



---

**From:** Jess Dunford

19(1)

21(1)(a)

21(1)(b)

**Sent:** August 25, 2015 1:28 PM  
**To:** Carol Gagné  
**Cc:** Katie Emond  
**Subject:** RE: Line 9 inquiry

Thanks Carol – I'm out of the office tomorrow, but perhaps you could in touch with Katie Emond at some point?

Katie's acting for me the rest of this week, and it would be good to get a sense of how this may play out process-wise.

JSD

---

**From:** Carol Gagné  
**Sent:** August 25, 2015 1:19 PM  
**To:** Jess Dunford  
**Subject:** Re: Line 9 inquiry

Sorry, [REDACTED] Maybe tomorrow?

Carol Gagné  
Legal counsel  
403-629-5428  
Sent from my BlackBerry

---

**From:** Jess Dunford  
**Sent:** Tuesday, August 25, 2015 12:54 PM  
**To:** Carol Gagné  
**Cc:** Amadou Sangare  
**Subject:** RE: Line 9 inquiry

Hi Carol – would you have a chance to chat for 10 minutes on this before 2:30? I'm out of the office tomorrow through Friday, and would like to initiate any steps on this that need be if possible...

Thanks! JSD

---

**From:** Amadou Sangare  
**Sent:** August 25, 2015 12:17 PM  
**To:** Jess Dunford  
**Cc:** Adrian Luhowy; Chris Loewen; Tracy Sletto; Craig Loewen; Shelley Milutinovic; Carol Gagné  
**Subject:** Re: Line 9 inquiry

Hi Jess,

[REDACTED]  
[REDACTED] So, I have Cc Carol Gagné who may provide us with clarifications. I am also available for further detailed discussions.

Thanks

Amadou

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Jess Dunford  
**Sent:** Tuesday, August 25, 2015 8:27 AM  
**To:** Amadou Sangare  
**Cc:** Adrian Luhowy; Chris Loewen; Tracy Sletto; Craig Loewen; Shelley Milutinovic  
**Subject:** FW: RE: Line 9 inquiry

Hi Amadou;



I see Ms. Lanteigne has raised further questions on the Line 9 ownership to the Secretary (below), and requested a review of compliance with regard to s.74.

Cheers — JSD

---

**From:** Secretary  
**Sent:** August 25, 2015 7:06 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: RE: Line 9 inquiry

OF-Fac-Oil-E101-2012-10 05

**Susan Abuid**

Classifier Information Management and Technology  
 Enterprise Business Services | Services d'affaires de l'organisation  
 National Energy Board | Office national de l'énergie  
 517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
 Calgary, Alberta T2R 0A8  
 Government of Canada | Gouvernement du Canada  
[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
 Telephone | Téléphone 403-608-7541  
 Facsimile | Télécopieur 403-292-5503  
<http://www.neb-one.gc.ca>

cid:image001.jpg@01CF691F.305C0290




---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Monday, August 24, 2015 7:21 PM  
**To:** Katherine L. Murphy - Communications; Secretary; "[premier@ontario.ca](mailto:premier@ontario.ca)"; "[minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)"; MIN Feedback (MNR); Minister (MAH); Min XNCR; "[minister.ene@ontario.ca](mailto:minister.ene@ontario.ca)"; Min.Aglukkaq [NCR]; MPP Catherine Fife (Kitchener-Waterloo); Andrea Horwath; DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); Tom Mulcair; "[justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca)"; Elizabeth May; MPP Peter Tabuns; Minister MOECC (MOECC); "[NSCL\\_ECSN@rcmp-grc.gc.ca](mailto:NSCL_ECSN@rcmp-grc.gc.ca)"; Theresa McClenaghan; Jessica Molnar; "[abscott@environmentaldefence.ca](mailto:abscott@environmentaldefence.ca)"; Dianne Saxe; Clayton Ruby; Steven Shrybman; MPP Daiene Vernile; MP Harold Albrecht (Kitchener-Conestoga); MP Gary Goodyear (Cambridge); David Donnelly; Faisal Moola  
**Subject:** Re: RE: Line 9 inquiry

Dear Ms. Murphy

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As per the email of Mr. Graham White on **Monday, August 17, 2015 1:56 PM** it states:

" the **ownership transfer** and financial restructuring has nothing to do with hydrotesting of Line 9 or any other line. It **was conceived of and executed** well before any NEB mandated requirement for hydrotesting on the line."

I asked the NEB Library to provide me with ANY DOCUMENTATION regarding the changes of ownership of Line 9 because it has changed ownership several previously. To date I have had no response. I include the correspondences I sent right here:

---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Wednesday, August 19, 2015 3:22 AM  
**To:** Library Bibliotheque  
**Subject:** Re: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

In regards to the previous ownership of Line 9, Interprovincial Pipe Line Ltd. changed its name to Interhome Energy Inc., in 1988, Is there any documentation to show the NEB was informed of the name change or documents to show the NEB permitted this change?

Interprovincial Pipe Line Inc. was acquired by Interprovincial Pipe Line System Inc. in 1992. Is there any documentation to show that the NEB permitted this acquisition in compliance to section 74 of the NEB Act?

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The name changed to Enbridge Inc. in 1998. Was there any written notice provided to the NEB or consent given by the NEB about this change?

If you can forward copies of the documents I would appreciate it.

Thank you.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

I spoke with Mr. Thakur at the Alberta Securities Exchange last week. He is their legal counsel. He stated to me on the phone the fact that Enbridge Pipeline Inc. is a COMPANY. This is according to the NEB's section 2 definition of the word. This discussion took place on August 10, 6:15 pm Waterloo ON time.

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"There certainly is something amiss here. I don't like it at all. I'm not sure how much detail you want about the malfeasance. I can assure you that what is being done is morally wrong though and any right thinking company would not foist this onto society."

Will the NEB please review the compliance of Line 9's in regards to section 74 of the NEB Act?

Can the NEB please prioritize the need to provide the paperwork to prove that PREVIOUS ownership changes of Line 9 complied with section 74 of the NEB Act?

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

PS. For the sake of informing our elected officials and various solicitors of this situation I will include our previous correspondences underneath.

---

**From:** Katherine L. Murphy - Communications <[KatherineL.Murphy@neb-one.gc.ca](mailto:KatherineL.Murphy@neb-one.gc.ca)>  
**To:** butterflybluelu <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 24, 2015 1:36 PM  
**Subject:** RE: RE: Line 9 inquiry

Ms. Lanteigne,

Ownership of Line 9B did not transfer. It has remained with Enbridge Pipelines Inc.

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure discussed below, and has not done so.

Regards,  
Katherine

Katherine Murphy

Communications Officer | Agente des communications  
National Energy Board | 517 Tenth Avenue SW, Calgary, Alberta  
Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
Government of Canada | Gouvernement du Canada  
telephone / téléphone : 587-538-2120  
[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)  
[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)  
Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

---

**From:** butterflybluelu [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Friday, August 21, 2015 10:21 AM  
**To:** Katherine L. Murphy - Communications  
**Subject:** Fwd: RE: Line 9 inquiry

Hi Ms. Murphy

The response I got from Mr. Graham White implied transfer of assets and ownership change of Line 9 as a past tense occurrence. The emails below imply this. The SEDAR website clearly shows transfers of assets between Enbridge Pipeline Inc. And Enbridge Income Fund.

I spoke with Mr. Thakur, the legal counsel at the Alberta Securities Exchange Commission who confirmed that Enbridge Pipeline Inc. Is legally a "company" under the definition of the NEB Act section 2. For Enbridge Pipeline Inc. to transfer assets, amalgamate or change ownership requires the permission of the NEB to comply with section 74 of the NEB Act.

Is the NEB aware of the roll of Enbridge Income Funds being the new owner of Line 9 as Mr. White's emails seem to suggest?

Louissette Lanteigne  
700 Star Flower Ace  
Waterloo Ontario  
N2V 2L2

Sent from my Samsung device

----- Original message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>  
**Date:** 08-18-2015 4:44 PM (GMT-05:00)  
**To:** Louissette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Subject:** RE: Line 9 inquiry

Hello, again, Ms. Lanteigne. To be clear, the ownership transfer and financial restructuring has nothing to do with hydrotesting of Line 9 or any other line. It was conceived of and executed well before any NEB mandated

requirement for hydrotesting on the line. Also, stakeholders and/or municipalities would not have to manage interactions with more than one entity, as our liability obligation does not change and asset transfers are from one entity to another, not to a variety of holdings. There is, in fact, more consolidation of assets now than before. If you have any further questions, or require further clarifications, please let me know and I would be happy assist you.

Regards,  
Graham

---

**From:** Graham White  
**Sent:** Monday, August 17, 2015 1:56 PM  
**To:** 'Louisette Lanteigne'  
**Subject:** RE: Line 9 inquiry

Hello, Louisette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>  
There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,  
Graham White  
Enbridge Pipelines

---

**From:** Louisette Lanteigne [<mailto:butterflyblue@rogers.com>]  
**Sent:** Monday, August 17, 2015 12:20 PM  
**To:** Graham White  
**Subject:** Line 9 inquiry

Hello Mr. White

Since the NEB Line 9 hearings there have been several acquisitions and ownership transfers made with Enbridge as noted in the press. I was curious about the current ownership of Enbridge Line 9. Is it still under Enbridge Pipelines Inc. currently?

Are there any future plans to merge to merge that project with any other Enbridge firms?

Thanks

L. Lanteigne

**From:** [Mireille Ferland](#)  
**To:** [Louise George](#); [Carol Gagné](#)  
**Cc:** [Jacqueline Vanhouche](#)  
**Subject:** FW: Line 9 CPCN permit  
**Date:** Friday, August 28, 2015 3:02:39 PM  
**Attachments:** [NEB\\_DM\\_PROD-#454791-v1-OC-30.pdf](#)  
[Letter and Order AO-001-OC-30 to Enbridge Pipelines Inc. - A4D7L9.pdf](#)

---

Sent!

For your information, Ms. Lanteigne has sent another email (before seeing this one) to Peter which Peter has not yet opened. Stay tuned for more details.

In the meantime, I'll let Peter know that we have responded to Ms. Lanteigne's email below.

Thanks.

*Mireille Ferland*  
403-299-2741

---

**From:** Mireille Ferland **On Behalf Of** Peter Watson  
**Sent:** Friday, August 28, 2015 2:59 PM  
**To:** 'butterflybluelu@rogers.com'; 'daniel.anthony@opp.ca'  
**Subject:** RE: Line 9 CPCN permit

Dear Ms. Lanteigne:

Please find attached Certificate OC-30 and Order AO-001-OC-30 relating to Line 9 and the sale of a 533.4 metre section of the pipeline. For further information with respect to the history of Line 9, please review the Board's decision in [OH-002-2013](#).

The Board has not taken the view that corporate name changes require applications under the NEB Act: see the Board's letter of [20 April 2015](#). The Board's top priorities are the safety of Canadians and the protection of the environment. As the Board noted in its 20 April 2015 letter, corporate name changes do not impinge on the NEB's effectiveness as a regulator.

Regards,

C. Peter Watson, P. Eng. FCAE  
Chair and CEO

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Friday, August 28, 2015 10:09 AM  
**To:** Peter Watson; Anthony Daniel (OPP)  
**Subject:** Line 9 CPCN permit

Dear Mr. Watson

I would like to secure a copy of the CPCN permit of Enbridge Pipeline Inc. for Line 9 oil pipeline please.

If you can provide me and Srg. Anthony Daniel of the Ontario Provincial Police with a copy of that document I would greatly appreciate it because currently work is underway in Gananoque to facilitate the hydrostatic testing and I have made repeated inquiries to the NEB to see this document and to date there is no proof this document exists.

I would like this issue addressed in timely manner because work is underway on that pipe. I want to make sure it is legal to do the job.

Thank you very much.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**From:** [Rob Cohen](#)  
**To:** [Carol Gagné](#)  
**Cc:** [Helen Gittersos](#); [David Cox](#); [Alex Ross](#); [Jody Saunders](#)  
**Subject:** FW: Line 9 CPCN permit  
**Date:** Friday, August 28, 2015 5:10:33 PM

---

Rob Cohen  
Executive Vice-President, Law and General Counsel  
National Energy Board  
517 Tenth Avenue SW  
Calgary Alberta T2R 0A8  
Office: 403 292 6497

23

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**From:** Rob Cohen  
**Sent:** August-28-15 5:10 PM  
**To:** Peter Watson  
**Cc:** Josée Touchette  
**Subject:** RE: Line 9 CPCN permit

Rob

Rob Cohen  
Executive Vice-President, Law and General Counsel  
National Energy Board  
517 Tenth Avenue SW  
Calgary Alberta T2R 0A8  
Office: 403 292 6497

---

**From:** Peter Watson  
**Sent:** August-28-15 4:05 PM  
**To:** Rob Cohen  
**Cc:** Josée Touchette  
**Subject:** Fw: Line 9 CPCN permit

Here is the second email.

Peter

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Louise Lantaigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Friday, August 28, 2015 3:19 PM  
**To:** Anthony, Daniel (OPP)  
**Reply To:** Louise Lantaigne  
**Cc:** Gralewicz, John (OPP); Evans, Shawn (OPP); Peter Watson  
**Subject:** Re: Line 9 CPCN permit

Dear Mr. Watson.

You sent me the Line 9 Reason of Decision which is not a certificate.

The CPCN you did provide isn't with Enbridge Pipeline Inc. In fact Enbridge wasn't even formed until 1988. The company named on the certificate no longer exists.

Is there any further documents that you can provide to show compliance to the NEB Act section 74 in regards to transfer of assets or acquisitions that may reasonably show a formal transfer of the pipeline ownership in compliance to the NEB Act?

Thank you for your assistance on this by the way. It is appreciated.

Louise Lantaigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

**From:** Louise Lantaigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**To:** "Anthony, Daniel (OPP)" <[Daniel.Anthony@opp.ca](mailto:Daniel.Anthony@opp.ca)>  
**Cc:** "Gralewicz, John (OPP)" <[John.Gralewicz@opp.ca](mailto:John.Gralewicz@opp.ca)>; "Evans, Shawn (OPP)" <[Shawn.Evans@opp.ca](mailto:Shawn.Evans@opp.ca)>; "peter.watson@neb-one.gc.ca" <[peter.watson@neb-one.gc.ca](mailto:peter.watson@neb-one.gc.ca)>  
**Sent:** Friday, August 28, 2015 4:49 PM  
**Subject:** Re: Line 9 CPCN permit

My apologies for any inconvenience this may have caused by way of the misunderstanding on my part.

It is a grave concern when a CPCN certificate to prove authorization appears to be lacking.

Can I get written confirmation that I will be provided with a copy of this certification please?

Louise Lantaigne  
700 Star Flower ave.  
Waterloo Ont.



N2V 2L2

---

**From:** "Anthony, Daniel (OPP)" <[Daniel.Anthony@opp.ca](mailto:Daniel.Anthony@opp.ca)>  
**To:** Louise Lanteigne <[butterflyblue@rogers.com](mailto:butterflyblue@rogers.com)>; "peter.watson@neb-one.gc.ca" <[peter.watson@neb-one.gc.ca](mailto:peter.watson@neb-one.gc.ca)>  
**Cc:** "Gralewicz, John (OPP)" <[John.Gralewicz@opp.ca](mailto:John.Gralewicz@opp.ca)>; "Evans, Shawn (OPP)" <[Shawn.Evans@opp.ca](mailto:Shawn.Evans@opp.ca)>  
**Sent:** Friday, August 28, 2015 3:26 PM  
**Subject:** Re: Line 9 CPCN permit

I am on the road today and Sgt Gralewicz will be resuming intake duties on Monday. -I noticed you requested documents naming the police. I would. Kindly request you refrain from this format as the OPP has not made this request. The police are bound by law and judicial process when making such requests. I have not made this request.  
Respectfully Sgt Anthony

Sent from my BlackBerry 10 smartphone on the Bell network.

---

**From:** Louise Lanteigne  
**Sent:** Friday, August 28, 2015 12:11 PM  
**To:** [peter.watson@neb-one.gc.ca](mailto:peter.watson@neb-one.gc.ca); Anthony, Daniel (OPP)  
**Reply To:** Louise Lanteigne  
**Subject:** Line 9 CPCN permit

Dear Mr. Watson

I would like to secure a copy of the CPCN permit of Enbridge Pipeline Inc. for Line 9 oil pipeline please.

If you can provide me and Sgt. Anthony Daniel of the Ontario Provincial Police with a copy of that document I would greatly appreciate it because currently work is underway in Gananoque to facilitate the hydrostatic testing and I have made repeated inquiries to the NEB to see this document and to date there is no proof this document exists.

I would like this issue addressed in a timely manner because work is underway on that pipe. I want to make sure it is legal to do the job.

Thank you very much.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

Blank page

**From:** [Rob Cohen](#)  
**To:** [Carol Gagné](#)  
**Cc:** [Jody Saunders](#); [Helen Giteros](#); [David Cox](#); [Alex Ross](#)  
**Subject:** FW: Line 9 CPCN permit  
**Date:** Friday, August 28, 2015 5:12:07 PM

---

fyi

Rob Cohen  
Executive Vice-President, Law and General Counsel  
National Energy Board  
517 Tenth Avenue SW  
Calgary Alberta T2R 0A8  
Office: 403 292 6497

---

**From:** Peter Watson  
**Sent:** August-28-15 4:05 PM  
**To:** Rob Cohen  
**Cc:** Josée Touchette  
**Subject:** Fw: Line 9 CPCN permit

FYI, am sending to you as I understand your folks prepared the previous reply. Please have your team prepare and send a short acknowledgement email on my behalf and then let's prepare a final response next week.

She sent me two emails. I will forward you the second email.

Thanks.

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Louise Lantaigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Friday, August 28, 2015 3:41 PM  
**To:** Anthony, Daniel (OPP)  
**Reply To:** Louise Lantaigne  
**Cc:** Gralewicz, John (OPP); Evans, Shawn (OPP); Peter Watson  
**Subject:** Re: Line 9 CPCN permit

I would also like to point out that in the opening page of the NEB Hearing Order you provided. It states the following:

"WHEREAS on 21 May 1975, the Board issued Certificate of Public Convenience and Necessity (CPCN) OC-30 to Interprovincial Pipe Line Inc. (IPL) now Enbridge,"

I would like to state that it does not say to Enbridge Pipeline Inc. It simply states Enbridge.

Here is the Bloomberg site for Enbridge Pipeline Inc. <http://www.bloomberg.com/research/stocks/private/snapshot.asp?>

privcapId=794447

Here is the Bloomberg site for Enbridge Inc. <http://www.bloomberg.com/research/stocks/snapshot/snapshot.asp?ticker=ENB:CN>

They have separate boards entirely. They are not the same company.

I spoke with Alberta Securities Exchange solicitor Thakur who confirmed with me that Enbridge Pipeline Inc. is a company.

Where is evidence to suggest the CPCN is specific to Enbridge Pipeline Inc.?

Louisette Lanteigne

---

**From:** Louisette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**To:** "Anthony, Daniel (OPP)" <[Daniel.Anthony@opp.ca](mailto:Daniel.Anthony@opp.ca)>  
**Cc:** "Gralewicz, John (OPP)" <[John.Gralewicz@opp.ca](mailto:John.Gralewicz@opp.ca)>; "Evans, Shawn (OPP)" <[Shawn.Evans@opp.ca](mailto:Shawn.Evans@opp.ca)>; "peter.watson@neb-one.gc.ca" <[peter.watson@neb-one.gc.ca](mailto:peter.watson@neb-one.gc.ca)>  
**Sent:** Friday, August 28, 2015 5:16 PM  
**Subject:** Re: Line 9 CPCN permit

Dear Mr. Watson.

You sent me the Line 9 Reason of Decision which is not a certificate.

The CPCN you did provided isn't with Enbridge Pipeline Inc. In fact Enbridge wasn't even formed until 1988. The company named on the certificate no longer exists.

Is there any further documents that you can provide to show compliance to the NEB Act section 74 in regards to transfer of assets or acquisitions that may reasonably show a formal transfer of the pipeline ownership in compliance to the NEB Act?

Thank you for your assistance on this by the way. It is appreciated.

Louisette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

**From:** Louisette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**To:** "Anthony, Daniel (OPP)" <[Daniel.Anthony@opp.ca](mailto:Daniel.Anthony@opp.ca)>  
**Cc:** "Gralewicz, John (OPP)" <[John.Gralewicz@opp.ca](mailto:John.Gralewicz@opp.ca)>; "Evans, Shawn (OPP)"

<Shawn.Evans@opp.ca>; "peter.watson@neb-one.gc.ca" <peter.watson@neb-one.gc.ca>

**Sent:** Friday, August 28, 2015 4:49 PM

**Subject:** Re: Line 9 CPCN permit

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Louissette Lanteigne  
700 Star Flower ave.  
Waterloo Ont.  
N2V 2L2

---

**From:** "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>

**To:** Louissette Lanteigne <butterflyblue@rogers.com>; "peter.watson@neb-one.gc.ca" <peter.watson@neb-one.gc.ca>

**Cc:** "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>

**Sent:** Friday, August 28, 2015 3:26 PM

**Subject:** Re: Line 9 CPCN permit

I am on the road today and Sgt Gralewicz will be resuming intake duties on monday. -I noticed you requested documents naming the police. I would. Kindly request you refrain from this format as the OPP has not made this request. The police are bound by law and judicial process when making such requests. I have not made this request.

Respectfully Sgt anthony

Sent from my BlackBerry 10 smartphone on the Bell network.

---

**From:** Louissette Lanteigne

**Sent:** Friday, August 28, 2015 12:11 PM

**To:** peter.watson@neb-one.gc.ca; Anthony, Daniel (OPP)

**Reply To:** Louissette Lanteigne

**Subject:** Line 9 CPCN permit

Dear Mr. Watson

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Thank you very much.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**From:** Rob Cohen  
**To:** Helen Silvers; Carol Gagné; David Cox  
**Cc:** Jody Saunders  
**Subject:** Fw: "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>; "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>  
**Date:** Sunday, August 30, 2015 10:14:57 AM  
**Attachments:** Letter\_and\_Order\_AO-001-OC-30\_to\_Enbridge\_Pipeline\_Inc...\_A4D7L9 (1).pdf  
NEB OH PROC-#44731-w-OC-30.pdf

Carol Gagné. Please invite Helen David Jody you and me to short Monday meeting. Thanks.  
Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Peter Watson <Peter.Watson@neb-one.gc.ca>  
**Sent:** Sunday, August 30, 2015 10:10 AM  
**To:** Rob Cohen  
**Subject:** Fw: "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>; "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>

FYI

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Louise Lanteigne <butterflybluelu@rogers.com>  
**Sent:** Sunday, August 30, 2015 6:40 AM  
**To:** Peter Watson  
**Reply To:** Louise Lanteigne  
**Subject:** "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>; "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>

Hello everyone

These discussions regard public hearings and NEB orders that have already been issued. The information is already on the public record and I am seeking validation on the existences of certifications by the NEB to confirm that the work being done on Line 9 is reasonably certified in accordance to the NEB Act and other related legislation. This a matter of absolute and qualified privileges and in the public interest. I respectfully retain the legal right to have a discussion with the NEB and my Provincial Police at the same time about these issues.

Are there any documents to show NEB consent was given to transfer OC-30 of Interprovincial Pipe Line Inc. (IPL) to either Enbridge Pipeline Inc. or to Enbridge Inc.

Mr. Watson kindly attached Order AO-001-OC-30 as it refers to OC-30 in his previous email response.

I took the time to look into Order AO-001-OC-30 and observed that it is linked to Order MO-008-20114 where the NEB had permitted the sale of a portion of Line 9 from Enbridge Pipeline Inc. to Valero specifically so they could de-activate this section of the oil pipeline.

Order MO-008-20114 confirms the external covering of the pipe was EPOXY. It lacked PE tape so it is reasonable to state this section of pipe was non-compliant with today's current safety standards. Order MO-008-20114 is dated October 2, 2014:

[https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/2404881/2428534/2435312/Letter\\_and\\_Order\\_MO-008-2014\\_to\\_Enbridge\\_Pipeline\\_Inc\\_re\\_leave\\_to\\_sell\\_section\\_of\\_pipeline\\_-\\_A3V3C8.pdf?nodeid=2434987&vernum=1](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/2404881/2428534/2435312/Letter_and_Order_MO-008-2014_to_Enbridge_Pipeline_Inc_re_leave_to_sell_section_of_pipeline_-_A3V3C8.pdf?nodeid=2434987&vernum=1)

Using the coordinates provided in MO-008-20114, I went to Google Maps at <https://www.google.ca/maps> and did a search for the coordinates provided: 45°37'52.3" N, 73°32'7.3" W

Looking at the Satellite view, this pipe is located in the Montreal East storage terminal. There are a number of heavily rusty storage tanks with many large oil patches visible on the ground that suggest multiple spills and leaks at this site. This area is located along the western shoreline of the St. Lawrence River.

The NEB approved this section of oil pipeline with the approval of Line 9B as noted in the 06 March 2014 Reason of Decision for OH-002-2013.  
[https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2431831/2428616/Reasons\\_for\\_Decision\\_OH-002-2013\\_-\\_A3V1E4.pdf?nodeid=2431830&vernum=-2](https://docs.neb-one.gc.ca/ll-eng/llisapi.dll/fetch/2000/90464/90552/92263/790736/890819/2431831/2428616/Reasons_for_Decision_OH-002-2013_-_A3V1E4.pdf?nodeid=2431830&vernum=-2)

Why did the NEB approve that section of pipe and then 7 months later, approve it's de-activation?

What documentation exists to either prove or disprove that the remainder of Line 9 has PE tape as an outer covering and is up to code?

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2

----- Forwarded Message -----

**From:** Louise Lanteigne <butterflybluelu@rogers.com>  
**To:** "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>  
**Cc:** "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>; "peter.watson@neb-one.gc.ca" <peter.watson@neb-one.gc.ca>  
**Sent:** Friday, August 28, 2015 5:38 PM  
**Subject:** Re: Line 9 CPCN permit

I would also like to point out that In the opening page of the NEB Hearing Order you provided. It states the following:

"WHEREAS on 21 May 1975, the Board issued Certificate of Public Convenience and Necessity (CPCN) OC-30 to Interprovincial Pipe Line Inc. (IPL) now Enbridge,"

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Here is the Bloomberg site for Enbridge Pipeline Inc. <http://www.bloomberg.com/research/stocks/private/snapshot.asp?privcapId=794447>

Here is the Bloomberg site for Enbridge Inc. <http://www.bloomberg.com/research/stocks/snapshot/snapshot.asp?ticker=ENB:CN>

They have separate boards entirely. They are not the same company.

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Where is evidence to suggest the CPCN is specific to Enbridge Pipeline Inc.?

Louise Lanteigne

**From:** Louise Lanteigne <butterflybluelu@rogers.com>  
**To:** "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>  
**Cc:** "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>; "peter.watson@neb-one.gc.ca" <peter.watson@neb-one.gc.ca>  
**Sent:** Friday, August 28, 2015 5:16 PM  
**Subject:** Re: Line 9 CPCN permit

Dear Mr. Watson.

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A0011539\_239-000319

transfer of the pipeline ownership in compliance to the NEB Act?

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Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

**From:** Louissette Lanteigne <butterflybluelu@rogers.com>  
**To:** "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>  
**Cc:** "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>; "peter.watson@neb-one.gc.ca" <peter.watson@neb-one.gc.ca>  
**Sent:** Friday, August 28, 2015 4:49 PM  
**Subject:** Re: Line 9 CPCN permit

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Louissette Lanteigne  
700 Star Flower ave.  
Waterloo Ont.  
N2V 2L2

---

**From:** "Anthony, Daniel (OPP)" <Daniel.Anthony@opp.ca>  
**To:** Louissette Lanteigne <butterflybluelu@rogers.com>; "peter.watson@neb-one.gc.ca" <peter.watson@neb-one.gc.ca>  
**Cc:** "Gralewicz, John (OPP)" <John.Gralewicz@opp.ca>; "Evans, Shawn (OPP)" <Shawn.Evans@opp.ca>  
**Sent:** Friday, August 28, 2015 3:26 PM  
**Subject:** Re: Line 9 CPCN permit

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Respectfully Sgt Anthony

Sent from my BlackBerry 10 smartphone on the Bell network.

----- Forwarded Message -----

**From:** Peter Watson <Peter.Watson@neb-one.gc.ca>  
**To:** "butterflybluelu@rogers.com" <butterflybluelu@rogers.com>; "daniel.anthony@opp.ca" <daniel.anthony@opp.ca>  
**Sent:** Friday, August 28, 2015 4:58 PM  
**Subject:** RE: Line 9 CPCN permit

Dear Ms. Lanteigne:

Please find attached Certificate OC-30 and Order AO-001-OC-30 relating to Line 9 and the sale of a 533.4 metre section of the pipeline. For further information with respect to the history of Line 9, please review the Board's decision in [OH-002-2013](#).

The Board has not taken the view that corporate name changes require applications under the NEB Act: see the Board's letter of [20 April 2015](#). The Board's top priorities are the safety of Canadians and the protection of the environment. As the Board noted in its 20 April 2015 letter, corporate name changes do not impinge on the NEB's effectiveness as a regulator.

Regards,

C. Peter Watson, P. Eng. FCAE  
Chair and CEO

---

**From:** Louissette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Friday, August 28, 2015 10:09 AM  
**To:** Peter Watson; Anthony Daniel (OPP)  
**Subject:** Line 9 CPCN permit

Dear Mr. Watson

I would like to secure a copy of the CPCN permit of Enbridge Pipeline Inc. for Line 9 oil pipeline please.

If you can provide me and Sgt. Anthony Daniel of the Ontario Provincial Police with a copy of that document I would greatly appreciate it because currently work is underway in Gananoque to facilitate the hydrostatic testing and I have made repeated inquiries to the NEB to see this document and to date there is no proof this document exists.

I would like this issue addressed in a timely manner because work is underway on that pipe. I want to make sure it is legal to do the job.

Thank you very much.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2



21(1)(a)

21(1)(b)

23

**From:** Katherine L. Murphy  
**To:** Carol Gagné; Keith Bolton; Katie Emond; Jess Dunford  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry  
**Date:** Monday, August 31, 2015 11:09:47 AM

---

Just wanted to note that while I was out of the office last week, I received two further emails from Louise last Wednesday (Aug 26).

be. Katherine

Happy to discuss further if need

Katherine Murphy

Communications Officer | Agente des communications  
National Energy Board | 517 Tenth Avenue SW, Calgary, Alberta  
Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
Government of Canada | Gouvernement du Canada  
telephone / téléphone : 587-538-2120  
[KatherineL.Murphy@neb-one.gc.ca](mailto:KatherineL.Murphy@neb-one.gc.ca)  
[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)  
Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

---

**From:** Carol Gagné  
**Sent:** Friday, August 28, 2015 2:23 PM  
**To:** Keith Bolton; Katie Emond; Jess Dunford  
**Cc:** Patricia Elhatton-Lake; Katherine L. Murphy - Communications  
**Subject:** RE: Line 9 inquiry

**Carol Gagné**

Legal Counsel  
587-538-2118  
Cell: 403-629-5428

---

**From:** Keith Bolton  
**Sent:** August-28-15 2:06 PM  
**To:** Katie Emond; Jess Dunford; Carol Gagné  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry

Hi Katie,

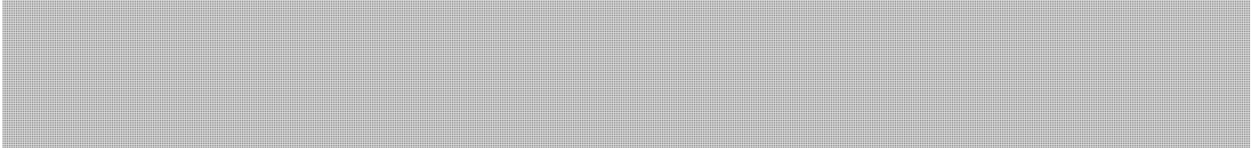
Thanks,  
Keith

A0011539\_241-000321

---

**From:** Katie Emond  
**Sent:** Thursday, August 27, 2015 12:56 PM  
**To:** Jess Dunford; Carol Gagné; Keith Bolton  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry

Hi all,

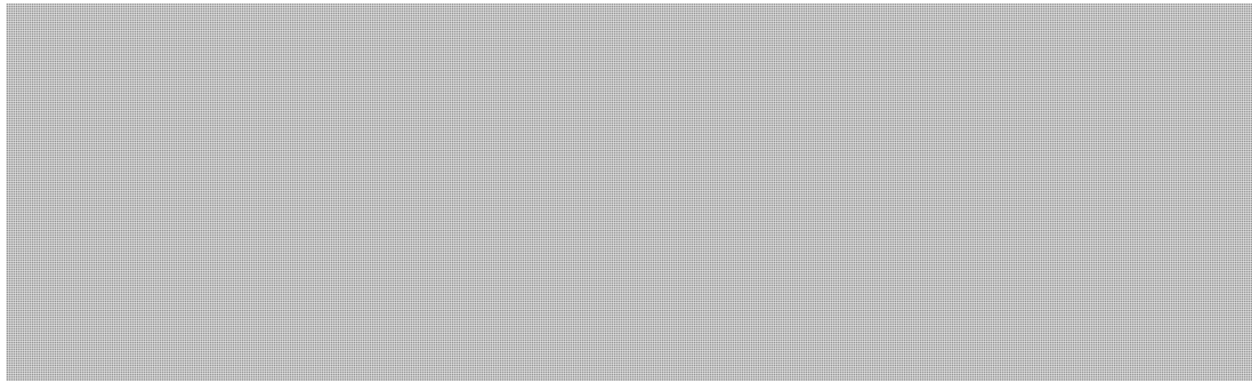


Thanks,  
Katie

---

**From:** Jess Dunford  
**Sent:** August 25, 2015 4:55 PM  
**To:** Carol Gagné; Katie Emond  
**Subject:** RE: Line 9 inquiry

Thanks again Carol and Katie for touching base on this in my absence. For what it's worth, here's my thoughts on this before I head off...



---

**From:** Jess Dunford  
**Sent:** August 25, 2015 1:28 PM  
**To:** Carol Gagné  
**Cc:** Katie Emond  
**Subject:** RE: Line 9 inquiry

Thanks Carol – I'm out of the office tomorrow, but perhaps you could in touch with Katie Emond at some point?

Katie's acting for me the rest of this week, and it would be good to get a sense of how this may play out process-wise.



JSD

---

**From:** Carol Gagné  
**Sent:** August 25, 2015 1:19 PM  
**To:** Jess Dunford  
**Subject:** Re: Line 9 inquiry

[REDACTED]

Carol Gagné  
Legal counsel  
403-629-5428  
Sent from my BlackBerry

---

**From:** Jess Dunford  
**Sent:** Tuesday, August 25, 2015 12:54 PM  
**To:** Carol Gagné  
**Cc:** Amadou Sangare  
**Subject:** RE: Line 9 inquiry

Hi Carol – would you have a chance to chat for 10 minutes on this before 2:30? I'm out of the office tomorrow through Friday, and would like to initiate any steps on this that need be if possible...

Thanks! JSD

---

**From:** Amadou Sangare  
**Sent:** August 25, 2015 12:17 PM  
**To:** Jess Dunford  
**Cc:** Adrian Luhowy; Chris Loewen; Tracy Sletto; Craig Loewen; Shelley Milutinovic; Carol Gagné  
**Subject:** Re: Line 9 inquiry

Hi Jess,

[REDACTED]  
[REDACTED] So, I have Cc Carol Gagné who may provide us with clarifications. I am also available for further detailed discussions.

Thanks

Amadou

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Jess Dunford  
**Sent:** Tuesday, August 25, 2015 8:27 AM  
**To:** Amadou Sangare  
**Cc:** Adrian Luhowy; Chris Loewen; Tracy Sletto; Craig Loewen; Shelley Milutinovic  
**Subject:** FW: RE: Line 9 inquiry

Hi Amadou;

I see Ms. Lanteigne has raised further questions on the Line 9 ownership to the Secretary (below), and requested a review of compliance with regard to s.74. [REDACTED]

Cheers – JSD

[REDACTED]

---

**From:** Secretary  
**Sent:** August 25, 2015 7:06 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: RE: Line 9 inquiry

OF-Fac-Oil-E101-2012-10 05

*Susan Abuid*

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
National Energy Board | Office national de l'énergie

517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
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Government of Canada | Gouvernement du Canada  
[susan.abuid@ncb-enc.gc.ca](mailto:susan.abuid@ncb-enc.gc.ca)

Telephone | Téléphone 403-603-7541

Facsimile | Télécopieur 403-292-5503

<http://www.ncb-enc.gc.ca>

cid:image001.jpg@01CF691F.805C0290



---

**From:** Louise Lanteigne [<mailto:butterflyblueu@rogers.com>]

**Sent:** Monday, August 24, 2015 7:21 PM

**To:** Katherine L. Murphy - Communications; Secretary; "[premier@ontario.ca](mailto:premier@ontario.ca)"; "[minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)"; MIN Feedback (MNR); Minister (MAH); Min XNCR; "[minister.ene@ontario.ca](mailto:minister.ene@ontario.ca)"; Min.Aglukkaq [NCR]; MPP Catherine Fife (Kitchener-Waterloo); Andrea Horwath; DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); Tom Mulcair; "[justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca)"; Elizabeth May; MPP Peter Tabuns; Minister MOECC (MOECC); "[NSCL\\_ECSN@rcmp-grc.gc.ca](mailto:NSCL_ECSN@rcmp-grc.gc.ca)"; Theresa McClenaghan; Jessica Molnar; "[abscott@environmentaldefence.ca](mailto:abscott@environmentaldefence.ca)"; Dianne Saxe; Clayton Ruby; Steven Shrybman; MPP Daiene Vernile; MP Harold Albrecht (Kitchener-Conestoga); MP Gary Goodyear (Cambridge); David Donnelly; Faisal Moola

**Subject:** Re: RE: Line 9 inquiry

Dear Ms. Murphy

The time has come for me to use absolute and qualified privilege to assure transparency on this issue because right now the ownership of Line 9 is in question and the need is there to assess compliance to section 74 of the NEB Act.

As per the email of Mr. Graham White on **Monday, August 17, 2015 1:56 PM** it states:

" the **ownership transfer** and financial restructuring has nothing to do with hydrotesting of Line 9 or any other line. It **was conceived of and executed** well before any NEB mandated requirement for hydrotesting on the line."

I asked the NEB Library to provide me with ANY DOCUMENTATION regarding the changes of ownership of Line 9 because it has changed ownership several previously. To date I have had no response. I include the correspondences I sent right here:

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**From:** Louise Lanteigne [<mailto:butterflyblueu@rogers.com>]

**Sent:** Wednesday, August 19, 2015 3:22 AM

**To:** Library Bibliotheque

**Subject:** Re: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

In regards to the previous ownership of Line 9, Interprovincial Pipe Line Ltd. changed its name to Interhome Energy Inc., in 1988. Is there any documentation to show the NEB was informed of the name change or documents to show the NEB permitted this change?

Interprovincial Pipe Line Inc. was acquired by Interprovincial Pipe Line System Inc. in 1992. Is there any documentation to show that the NEB permitted this acquisition in compliance to section 74 of the NEB Act?

Interprovincial Pipe Line System Inc.'s name changed to IPL Energy Inc. in 1994. Was there any written notice provided to the NEB or consent given by the NEB about this change?

The name changed to Enbridge Inc. in 1998. Was there any written notice provided to the NEB or consent given by the NEB about this change?

If you can forward copies of the documents I would appreciate it.

Thank you.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

I spoke with Mr. Thakur at the Alberta Securities Exchange last week. He is their legal counsel. He stated to me on the phone the fact that Enbridge Pipeline Inc. is a COMPANY. This is according to the NEB's section 2 definition of the word. This discussion took place on August 10, 6:15 pm Waterloo ON time.

I contacted a PROFESSOR OF ECONOMY for his view. He wrote back the following to me:

"There certainly is something amiss here. I don't like it at all. I'm not sure how much detail you want about the malfeasance. I can assure you that what is being done is morally wrong though and any right thinking company would not foist this onto society."

Will the NEB please review the compliance of Line 9's in regards to section 74 of the NEB Act?

Can the NEB please prioritize the need to provide the paperwork to prove that PREVIOUS ownership changes of Line 9 complied with section 74 of the NEB Act?

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

PS. For the sake of informing our elected officials and various solicitors of this situation I will include our previous correspondences underneath.

---

**From:** Katherine L. Murphy - Communications <[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)>  
**To:** butterflybluelu <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 24, 2015 1:36 PM  
**Subject:** RE: RE: Line 9 inquiry

Ms. Lanteigne,

Ownership of Line 9B did not transfer. It has remained with Enbridge Pipelines Inc.

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure discussed below, and has not done so.

Regards,  
Katherine

Katherine Murphy

Communications Officer | Agente des communications  
National Energy Board | 517 Tenth Avenue SW, Calgary, Alberta  
Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
Government of Canada | Gouvernement du Canada  
telephone / téléphone : 587-538-2120  
[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)

[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)

Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

---

**From:** butterflybluelu [<mailto:butterflybluelu@rogers.com>]

**Sent:** Friday, August 21, 2015 10:21 AM

**To:** Katherine L. Murphy - Communications

**Subject:** Fwd: RE: Line 9 inquiry

Hi Ms. Murphy

The response I got from Mr. Graham White implied transfer of assets and ownership change of Line 9 as a past tense occurrence. The emails below imply this. The SEDAR website clearly shows transfers of assets between Enbridge Pipeline Inc. And Enbridge Income Fund.

I spoke with Mr. Thakur, the legal counsel at the Alberta Securities Exchange Commission who confirmed that Enbridge Pipeline Inc. Is legally a "company" under the definition of the NEB Act section 2. For Enbridge Pipeline Inc. to transfer assets, amalgamate or change ownership requires the permission of the NEB to comply with section 74 of the NEB Act.

Is the NEB aware of the roll of Enbridge Income Funds being the new owner of Line 9 as Mr. White's emails seem to suggest?

Louisette Lanteigne  
700 Star Flower Ace  
Waterloo Ontario  
N2V 2L2

Sent from my Samsung device

----- Original message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>

**Date:** 08-18-2015 4:44 PM (GMT-05:00)

**To:** Louisette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>

**Subject:** RE: Line 9 inquiry

Hello, again, Ms. Lanteigne. To be clear, the ownership transfer and financial restructuring has nothing to do with hydrotesting of Line 9 or any other line. It was conceived of and executed well before any NEB mandated requirement for hydrotesting on the line. Also, stakeholders and/or municipalities would not have to manage interactions with more than one entity, as our liability obligation does not change and asset transfers are from one entity to another, not to a variety of holdings. There is, in fact, more consolidation of assets now than before. If you have any further questions, or require further clarifications, please let me know and I would be happy assist you.

Regards,  
Graham

---

**From:** Graham White

**Sent:** Monday, August 17, 2015 1:56 PM

**To:** 'Louisette Lanteigne'

**Subject:** RE: Line 9 inquiry

Hello, Louisette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred

many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>

There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,

Graham White

Enbridge Pipelines

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Monday, August 17, 2015 12:20 PM

**To:** Graham White

**Subject:** Line 9 inquiry

Hello Mr. White

Since the NEB Line 9 hearings there have been several acquisitions and ownership transfers made with Enbridge as noted in the press. I was curious about the current ownership of Enbridge Line 9. Is it still under Enbridge Pipelines Inc. currently?

Are there any future plans to merge that project with any other Enbridge firms?

Thanks

L. Lanteigne

**From:** Katherine L. Murphy  
**To:** Carol Gagné  
**Subject:** FW: Line 9 information request from Louise Lanteigne  
**Date:** Monday, August 31, 2015 11:21:54 AM  
**Attachments:** RE Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc..msg

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**From:** Louise Lanteigne [mailto:butterflybluelu@rogers.com]  
**Sent:** Wednesday, August 26, 2015 10:51 AM  
**To:** Katherine L. Murphy - Communications; Securitas; nsin\_risn@rcmp-grc.gc.ca; Elizabeth May; justin.trudeau@parl.gc.ca; Tom Mulcair; DionStéphane [NCR]; Francis Scarpaleggia; premier@ontario.ca; Write2us (ENERGY); minister.moe@ontario.ca; MIN Feedback (MNR); Min.Aglukkaq [NCR]; Andrea Horwath; Secretary; Kennedy Stewart; Myeengun Henry; palmater@indigenousnationhood.com; Jessica Molnar; Steven Shrybman; Steven Guilbeault (Public); Sarah Snake; John Goudy  
**Subject:** Re: Line 9 information request from Louise Lanteigne

I want to secure all copies of the APPLICATION CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY related to Line 9 oil pipeline both past and current please.

I want prove who owns the pipe and that prior transfers of assets and ownership were in compliance with section 74 of the NEB Act.

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2

---

**From:** Louise Lanteigne <butterflybluelu@rogers.com>  
**To:** Katherine L. Murphy - Communications <KatherineL.Murphy@neb-one.gc.ca>; Securitas <securitas@bst-tsb.gc.ca>; "nsin\_risn@rcmp-grc.gc.ca" <nsin\_risn@rcmp-grc.gc.ca>; Elizabeth May <elizabeth.may@parl.gc.ca>; "justin.trudeau@parl.gc.ca" <justin.trudeau@parl.gc.ca>; Tom Mulcair <thomas.mulcair@parl.gc.ca>  
**Sent:** Wednesday, August 26, 2015 11:23 AM  
**Subject:** Line 9 information request from Louise Lanteigne

Is there any previous documents to show the NEB was asked permission to facilitate the previous ownership transitions associated with this pipeline? Here is the list of transitions I am referring to:

In regards to the previous ownership of Line 9, Interprovincial Pipe Line Ltd. changed its name to Interhome Energy Inc., in 1988, Is there any documentation to show the NEB was informed of the name change or documents to show the NEB permitted this change?

Interprovincial Pipe Line Inc. was acquired by Interprovincial Pipe Line System Inc. in 1992. Is there any documentation to show that the NEB permitted this acquisition in compliance to section 74 of the NEB Act?

Interprovincial Pipe Line System Inc.'s name changed to IPL Energy Inc. in 1994. Was there any written notice provided to the NEB or consent given by the NEB about this change?

The name changed to Enbridge Inc. in 1998. Was there any written notice provided to the NEB or consent given by the NEB about this change?

If so I want a copy of that information please.

The Concern I have is that right now Enbridge Line 9 is going through Hydrostatic testing in Ontario. I want to know that the current OWNER has the legal authority to conduct the work. I want to know if the CURRENT OWNER is authorized to do work on this pipe and has been given ownership in compliance with section 74 of the NEB Act. If they have abided by the law to secure this ownership...PROVE IT.



Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2

---

**From:** Katherine L. Murphy - Communications <[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)>  
**To:** Louissette Lanteigne <[butterflyblueu@rogers.com](mailto:butterflyblueu@rogers.com)>  
**Sent:** Tuesday, August 25, 2015 2:43 PM  
**Subject:** RE: RE: Line 9 inquiry

Ms. Lanteigne,

Ownership of Line 9B did not transfer. It has remained with Enbridge Pipelines Inc.

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure noted below, and has not done so. Hence, there is no documentation to provide in that regard.

For clarification, the NEB library responded to your August 17 enquiry on August 18. I have attached that correspondence for your reference.

Best, Katherine

Katherine Murphy

Communications Officer | Agente des communications  
National Energy Board | 517 Tenth Avenue SW, Calgary, Alberta  
Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
Government of Canada | Gouvernement du Canada  
telephone / téléphone : 587-538-2120  
[Katherinel.Murphy@neb-one.gc.ca](mailto:Katherinel.Murphy@neb-one.gc.ca)  
[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)  
Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

---

**From:** Louissette Lanteigne [<mailto:butterflyblueu@rogers.com>]  
**Sent:** Monday, August 24, 2015 7:21 PM  
**To:** Katherine L. Murphy - Communications; Secretary; "[premier@ontario.ca](mailto:premier@ontario.ca)"; "[minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)"; MIN Feedback (MNR); Minister (MAH); Min XNCR; "[minister.ene@ontario.ca](mailto:minister.ene@ontario.ca)"; Min.Aglukkaq [NCR]; MPP Catherine Fife (Kitchener-Waterloo); Andrea Horwath; DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); Tom Mulcair; "[justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca)"; Elizabeth May; MPP Peter Tabuns; Minister MOECC (MOECC); "[NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca)"; Theresa McClenaghan; Jessica Molnar; "[abscott@environmentaldefence.ca](mailto:abscott@environmentaldefence.ca)"; Dianne Saxe; Clayton Ruby; Steven Shrybman; MPP Daiene Vernile; MP Harold Albrecht (Kitchener-Conestoga); MP Gary Goodyear (Cambridge); David Donnelly; Faisal Moola  
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line. It **was conceived of and executed** well before any NEB mandated requirement for hydrotesting on the line."

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**Sent:** Wednesday, August 19, 2015 3:22 AM  
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Thank you.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

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700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

PS. For the sake of informing our elected officials and various solicitors of this situation I will include our previous correspondences underneath.

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Regards,  
Katherine

Katherine Murphy

Communications Officer | Agente des communications  
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Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
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[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)  
Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

---

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Louissette Lanteigne  
700 Star Flower Ace  
Waterloo Ontario  
N2V 2L2

Sent from my Samsung device

----- Original message -----

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Date: 08-18-2015 4:44 PM (GMT-05:00)  
To: Louise Lanteigne <[butterflyblue@rogers.com](mailto:butterflyblue@rogers.com)>  
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Regards,  
Graham

---

**From:** Graham White  
**Sent:** Monday, August 17, 2015 1:56 PM  
**To:** 'Louise Lanteigne'  
**Subject:** RE: Line 9 inquiry

Hello, Louise, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>  
There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,  
Graham White  
Enbridge Pipelines

---

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**Sent:** Monday, August 17, 2015 12:20 PM  
**To:** Graham White  
**Subject:** Line 9 inquiry

Hello Mr. White

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Are there any future plans to merge to merge that project with any other Enbridge firms?

Thanks

L. Lanteigne

Good morning Louise,

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure noted below, and has not done so. Hence, there is no documentation to provide in that regard.

Hope this helps.

Thank you,  
Andrea

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Monday, August 17, 2015 7:06 PM  
**To:** Library Bibliotheque  
**Subject:** Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

Enbridge Line 9 was one of the assets that changed ownership from Enbridge Pipeline Inc. to Enbridge Investments Holdings Inc. as confirmed by Mr. Graham White of Enbridge Pipelines.

The question I have is very specific so it should be fairly easy to find hopefully. I would like to request the document(s) that gives NEB consent to Enbridge for this change of ownership of Enbridge Pipeline Inc.'s assets to Enbridge Investment Holdings Ltd. It is my understanding that is a normal process done to assure compliance with section 74 of the NEB Act.

I include the email from Mr. White below for your reference to show the restructuring of assets including Line 9.

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>  
**To:** Louise Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:55 PM  
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Regards,  
Graham White  
Enbridge Pipelines

---

**From:** Library Bibliotheque <[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)>  
**To:** "[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)" <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:37 PM  
**Subject:** Enbridge brochure

Good afternoon Louise,

Please see attached Enbridge brochure on line 9 and let me know if it is what you are looking for.

*Thank you,*

*Andrea Caza*

*Reference Officer | Préposée aux références*

*National Energy Board Library| Office national de l'énergie*

*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*

*517 , Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

Good morning Louissette,

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure noted below, and has not done so. Hence, there is no documentation to provide in that regard.

Hope this helps.

Thank you,  
Andrea

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Enbridge Line 9 was one of the assets that changed ownership from Enbridge Pipeline Inc. to Enbridge Investments Holdings Inc. as confirmed by Mr. Graham White of Enbridge Pipelines.

The question I have is very specific so it should be fairly easy to find hopefully. I would like to request the document(s) that gives NEB consent to Enbridge for this change of ownership of Enbridge Pipeline Inc.'s assets to Enbridge Investment Holdings Ltd. It is my understanding that is a normal process done to assure compliance with section 74 of the NEB Act.

I include the email from Mr. White below for your reference to show the restructuring of assets including Line 9.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>  
**To:** Louissette Lanteigne <[butterflyblueu@rogers.com](mailto:butterflyblueu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:55 PM  
**Subject:** RE: Line 9 inquiry

Hello, Louissette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred

many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent:<http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>

There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,

Graham White

Enbridge Pipelines

---

**From:** Library Bibliotheque <[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)>

**To:** "butterflyblueie@rogers.com" <[butterflyblueie@rogers.com](mailto:butterflyblueie@rogers.com)>

**Sent:** Monday, August 17, 2015 3:37 PM

**Subject:** Enbridge brochure

Good afternoon Louisette,

Please see attached Enbridge brochure on line 9 and let me know if it is what you are looking for.

*Thank you,*

*Andrea Caza*

*Reference Officer | Préposée aux références*

*National Energy Board Library | Office national de l'énergie*

*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*

*517 , Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

**From:** [Katherine L. Murphy](#)  
**To:** [Carol Gagné](#)  
**Subject:** FW: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.  
**Date:** Monday, August 31, 2015 3:51:33 PM  
**Attachments:** [Enbridge Notification.pdf](#)

---

---

**From:** Library Bibliotheque  
**Sent:** Friday, August 21, 2015 11:47 AM  
**To:** Records Services  
**Cc:** Katherine L. Murphy - Communications  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Thank you Dave!

Katherine will you be replying to the client?

Andrea

---

**From:** Records Services  
**Sent:** Friday, August 21, 2015 11:38 AM  
**To:** Library Bibliotheque; Records Services  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

21(1)(a)

21(1)(b)

Hello Andrea,



If you have any questions, please let me know



David Black  
Classifier, Information Management  
Enterprise Business Services | Services d'affaires de l'organisation  
National Energy Board | Office national de l'énergie  
Telephone | Téléphone 403-612-1464  
[david.black@neb-one.gc.ca](mailto:david.black@neb-one.gc.ca)

---

**From:** Library Bibliotheque  
**Sent:** Thursday, August 20, 2015 8:07 AM  
**To:** Records Services  
**Subject:** FW: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Good morning,

Would you have information for this external client?

*Thank you,*

*Andrea Caza*

*Reference Officer | Préposée aux références*

*National Energy Board Library | Office national de l'énergie*

*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*

*517, Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

*[Andrea.Caza@neb-one.gc.ca](mailto:Andrea.Caza@neb-one.gc.ca)*

*Telephone | Téléphone 403-292-8898*

*Facsimile | Télécopieur 403-292-5576*

*Government of Canada | Gouvernement du Canada*

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Wednesday, August 19, 2015 3:22 AM  
**To:** Library Bibliotheque  
**Subject:** Re: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

In regards to the previous ownership of Line 9, Interprovincial Pipe Line Ltd. changed its name to Interhome Energy Inc., in 1988, Is there any documentation to show the NEB was informed of the name change or documents to show the NEB permitted this change?

Interprovincial Pipe Line Inc. was acquired by Interprovincial Pipe Line System Inc. in

1992. Is there any documentation to show that the NEB permitted this acquisition in compliance to section 74 of the NEB Act?

Interprovincial Pipe Line System Inc.'s name changed to IPL Energy Inc. in 1994. Was there any written notice provided to the NEB or consent given by the NEB about this change?

The name changed to Enbridge Inc. in 1998. Was there any written notice provided to the NEB or consent given by the NEB about this change?

If you can forward copies of the documents I would appreciate it.

Thank you.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

---

**From:** Library Bibliotheque <[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)>  
**To:** Louissette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Tuesday, August 18, 2015 12:30 PM  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Good morning Louissette,

Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure noted below, and has not done so. Hence, there is no documentation to provide in that regard.

Hope this helps.

Thank you,  
Andrea

---

**From:** Louissette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Monday, August 17, 2015 7:06 PM  
**To:** Library Bibliotheque  
**Subject:** Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

Enbridge Line 9 was one of the assets that changed ownership from Enbridge Pipeline Inc. to Enbridge Investments Holdings Inc. as confirmed by Mr. Graham White of Enbridge Pipelines.

The question I have is very specific so it should be fairly easy to find hopefully. I would like to request the document(s) that gives NEB consent to Enbridge for this change of ownership of Enbridge Pipeline Inc.'s assets to Enbridge Investment Holdings Ltd. It is my understanding that is a normal process done to assure compliance with section 74 of the NEB Act.

I include the email from Mr. White below for your reference to show the restructuring of assets including Line 9.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>  
**To:** Louissette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:55 PM  
**Subject:** RE: Line 9 inquiry

Hello, Louissette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>  
And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>

There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,  
Graham White  
Enbridge Pipelines

---

**From:** Library Bibliotheque <[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)>  
**To:** "butterflybluelu@rogers.com" <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Sent:** Monday, August 17, 2015 3:37 PM  
**Subject:** Enbridge brochure

Good afternoon Louissette,

Please see attached Enbridge brochure on line 9 and let me know if it is what you are looking for.

*Thank you,*

*Andrea Caza*

*Reference Officer | Préposée aux références*

*National Energy Board Library| Office national de l'énergie*

*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*

*517 , Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

**From:** Katherine L. Murphy  
**To:** Jess Dunford; Carol Gagné  
**Subject:** Re: Line 9 inquiry  
**Date:** Tuesday, September 01, 2015 6:37:07 AM

---

Craig is looped in on; Tom will be briefed as [REDACTED]

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Jess Dunford  
**Sent:** Monday, August 31, 2015 4:36 PM  
**To:** Carol Gagné; Katherine L. Murphy - Communications  
**Subject:** RE: Line 9 inquiry

---

Thanks Carol. [REDACTED] Just trying to keep all the moving pieces straight.

---

**From:** Carol Gagné  
**Sent:** August 31, 2015 1:53 PM  
**To:** Jess Dunford; Katherine L. Murphy - Communications  
**Cc:** Patricia Elhatton-Lake; Keith Bolton  
**Subject:** RE: Line 9 inquiry

---

**Carol Gagné**  
Legal Counsel  
587-538-2118  
Cell: 403-629-5428

---

**From:** Jess Dunford  
**Sent:** August-31-15 11:20 AM  
**To:** Katherine L. Murphy - Communications; Carol Gagné  
**Cc:** Patricia Elhatton-Lake; Keith Bolton  
**Subject:** RE: Line 9 inquiry

Carol, Katherine;

Thanks a bunch,  
JSD

---

**From:** Katherine L. Murphy - Communications  
**Sent:** August 31, 2015 11:10 AM  
**To:** Carol Gagné; Keith Bolton; Katie Emond; Jess Dunford  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry

Just wanted to note that while I was out of the office last week, I received two further emails from Louisette last Wednesday (Aug 26). [REDACTED]

[REDACTED] Happy to discuss further if need be. Katherine

Katherine Murphy

Communications Officer | Agente des communications

National Energy Board | 517 Tenth Avenue SW, Calgary, Alberta  
Office national de l'énergie | 517, Dixième Avenue S.-O. Calgary (Alberta)  
Government of Canada | Gouvernement du Canada  
telephone / téléphone : 587-538-2120  
[KatherineL.Murphy@neb-one.gc.ca](mailto:KatherineL.Murphy@neb-one.gc.ca)  
[www.neb-one.gc.ca](http://www.neb-one.gc.ca)

Follow us on Twitter: [@NEBCanada](https://twitter.com/NEBCanada)  
Suivez-nous sur Twitter : [@ONE\\_NEBCanada](https://twitter.com/ONE_NEBCanada)

21(1)(a)

21(1)(b)

23

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**From:** Carol Gagné  
**Sent:** Friday, August 28, 2015 2:23 PM  
**To:** Keith Bolton; Katie Emond; Jess Dunford  
**Cc:** Patricia Elhatton-Lake; Katherine L. Murphy - Communications  
**Subject:** RE: Line 9 inquiry

*Carol Gagné*  
Legal Counsel  
587-538-2118  
Cell: 403-629-5428

---

**From:** Keith Bolton  
**Sent:** August-28-15 2:06 PM  
**To:** Katie Emond; Jess Dunford; Carol Gagné  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry

Hi Katie,

Thanks,  
Keith

---

**From:** Katie Emond  
**Sent:** Thursday, August 27, 2015 12:56 PM  
**To:** Jess Dunford; Carol Gagné; Keith Bolton  
**Cc:** Patricia Elhatton-Lake  
**Subject:** RE: Line 9 inquiry

Hi all,

Thanks,  
Katie

**Pages 343 to 348  
are duplicates**

**From:** [Jess Dunford](#)  
**To:** [Katherine L. Murphy](#)  
**Cc:** [Carol Gagné](#); [Patricia Elhatton-Lake](#); [Keith Bolton](#)  
**Subject:** Line 9 Notes and KM Link  
**Date:** Wednesday, September 02, 2015 8:47:58 AM

---

21(1)(a)

21(1)(b)

Katherine,

Thanks for the catch-up on the approach to responding to the Line 9 inquiry.



Thanks again!



**From:** [Rob Cohen](#)  
**To:** [Carol Gagné](#)  
**Cc:** [Jody Saunders](#)  
**Subject:** FW: Concerns regarding Enbridge Line 9 CPCN  
**Date:** Wednesday, September 02, 2015 12:34:26 PM  
**Attachments:** [NEB\\_DM\\_PROD-#454791-v1-QC-30.pdf](#)  
[Enbridge Announces Closing of Transfer of Canadian Liquids Pipelines Business and Renewable Energy Assets to Enbridge Income Fund.pdf](#)

---

For handling as per our discussion the other day

Rob Cohen  
Executive Vice-President, Law and General Counsel  
National Energy Board  
517 Tenth Avenue SW  
Calgary Alberta T2R 0A8  
Office: 403 292 6497

---

**From:** Peter Watson  
**Sent:** September-02-15 12:32 PM  
**To:** Rob Cohen  
**Subject:** FW: Concerns regarding Enbridge Line 9 CPCN

FYI

*Peter Watson*  
Chair and CEO  
403-299-2724

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** September-02-15 12:03 PM  
**To:** [Jon.Kastikainen@collegeoftrades.ca](mailto:Jon.Kastikainen@collegeoftrades.ca); Anthony Daniel (OPP); Peter Watson; Gralewicz John (OPP); Evans Shawn (OPP)  
**Subject:** Concerns regarding Enbridge Line 9 CPCN

Hello

In order to work on a pipeline in Canada, an agency needs a CPCN certificate. This is a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

The NEB has been using the CPCN certificate as seen in the attachment and you will see this was issued to Interprovincial Pipe Line Limited in 1975.

To comply with the NEB Act section 74, in order to transfer assets the NEB had to give approval first. I have asked the NEB to provide me with any materials that suggest that NEB permission was granted for the Transfer of Assets from Interprovincial Pipe Limited to either Enbridge Inc. or to Enbridge Pipeline Inc. To date they have not provided me with this data.

Media stories published as recently as yesterday suggest the closing of the transfer of Canadian pipeline assets (including Line 9) From Enbridge to Enbridge Income Funds Holdings. I include a recent media release in the attachments for your reference.

On August 17th, I sent an email to Enbridge's Graham White to ask him who currently owns Line 9. My email to him and his response is here:

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Monday, August 17, 2015 12:20 PM  
**To:** Graham White  
**Subject:** Line 9 inquiry

Hello Mr. White

Since the NEB Line 9 hearings there have been several acquisitions and ownership transfers made with Enbridge as noted in the press. I was curious about the current ownership of Enbridge Line 9. Is it still under Enbridge Pipelines Inc. currently?

Are there any future plans to merge to merge that project with any other Enbridge firms?

Thanks

L. Lanteigne

---

**From:** Graham White  
**Sent:** Monday, August 17, 2015 1:56 PM  
**To:** 'Louissette Lanteigne'  
**Subject:** RE: Line 9 inquiry

Hello, Louissette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>  
There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,  
Graham White  
Enbridge Pipelines

I wrote several emails to the NEB to specifically request any documentation to show Enbridge complied with section 74 of the NEB Act for this latest transfer of assets. I asked their communication officer Katherine L. Murphy, their Librarian Andrea Caza as well as Peter Watson, the NEB chair if this documentation exists to show the NEB permitted transfer of assets. To date I have received NO DOCUMENTATION to show this took place.

Mr. Watson did provide me with a recent NEB Decision regarding the sale of a section of Line 9 to Valero that took place on October 2014 and the CPCN document referenced for this sale of assets was the CPCN of Interprovincial Pipe Line Limited in 1975. His email states the following:

---

----- Forwarded Message -----

**From:** Peter Watson <[Peter.Watson@neb-one.gc.ca](mailto:Peter.Watson@neb-one.gc.ca)>  
**To:** "[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)" <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>; "[daniel.anthony@opp.ca](mailto:daniel.anthony@opp.ca)" <[daniel.anthony@opp.ca](mailto:daniel.anthony@opp.ca)>  
**Sent:** Friday, August 28, 2015 4:58 PM  
**Subject:** RE: Line 9 CPCN permit

Dear Ms. Lanteigne:

Please find attached Certificate OC-30 and Order AO-001-OC-30 relating to Line 9 and the sale of a 533.4 metre section of the pipeline. For further information with respect to the history of Line 9, please review the Board's decision in [QH-002-2013](#).

The Board has not taken the view that corporate name changes require applications under the NEB Act: see the Board's letter of [20 April 2015](#). The Board's top priorities are the safety of Canadians and the protection of the environment. As the Board noted in its 20 April 2015 letter, corporate name changes do not impinge on the NEB's effectiveness as a regulator.

Regards,

C. Peter Watson, P. Eng. FCAE  
Chair and CEO

---

Currently hydrostatic testing is taking place in Port Hope to facilitate the Leave to Open process for Enbridge Line 9. They broke ground.

There is a lack of documentation to show that the NEB authorized the current transfer of assets including Line 9.

There is uncertainty on who owns the pipe currently .

There is uncertainty on if the work in Port Hope currently has a legally compliant CPCN certificate.

What are the views of the College of Skills and Trade in regards to these issues?

Is it reasonable to permit the ongoing work in light of these uncertainties?

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**From:** [Steven Rowe](#)  
**To:** [Carol Gagné](#)  
**Cc:** [Marc-Andre Plouffe](#)  
**Subject:** RE: Letter for your approval  
**Date:** Thursday, October 08, 2015 10:24:56 AM

---

We think it looks great. Thanks for you help with this Carol!

---

**From:** Carol Gagné  
**Sent:** Wednesday, October 07, 2015 6:13 PM  
**To:** Steven Rowe  
**Subject:** RE: Letter for your approval

How does this look?

**Carol Gagné**

Legal Counsel  
 587-538-2118  
 Cell: 403-629-5428

---

**From:** Steven Rowe  
**Sent:** October-07-15 3:12 PM  
**To:** Carol Gagné  
**Subject:** Re: Letter for your approval

It is my belief that the 'sale' referred to by the MRC was the transfer of the entire line as référenced in the following article:

<http://www.nationalobserver.com/2015/08/20/news/controversial-pipeline-changing-hands>

Envoyé de mon smartphone BlackBerry 10 sur le réseau Rogers.

---

**De:** Carol Gagné  
**Envoyé:** mercredi 7 octobre 2015 5:02 PM  
**À:** Steven Rowe  
**Objet:** RE: Letter for your approval



**Carol Gagné**

Legal Counsel  
 587-538-2118  
 Cell: 403-629-5428

---

**From:** Steven Rowe  
**Sent:** October-07-15 2:56 PM  
**To:** Marc-Andre Plouffe  
**Cc:** Carol Gagné

**Subject:** Re: Letter for your approval

Hi MA, I just spoke with Carol and she has no issues with the letter. A translated copy of the 'line 9b' transfer should be available by mid-day tomorrow.

Otherwise the letter can be sent to Josée now as is.

Bonne soiree!

Envoyé de mon smartphone BlackBerry 10 sur le réseau Rogers.

---

**De:** Marc-Andre Plouffe

**Envoyé:** mercredi 7 octobre 2015 4:23 PM

**À:** Carol Gagné

**Cc:** Steven Rowe; Katherine L. Murphy - Communications

**Objet:** Letter for your approval

Bonjour Carole,

Cette lettre est complète en ce qui nous concerne. SVP, nous fournir l'information manquante sur la vente du pipeline 9b.

Merci d'approuver cette lettre aujourd'hui, si possible. Nous voulons l'envoyer à M. Watson et Mme Touchette demain matin.

N'hésitez pas ` nous contacter si vous avez des questions.

Merci,

MAP

**A0011539\_275-000355**

**Pages 356 to 357  
are duplicates**

**Pages 358 to 361  
are duplicates**



Michelle Haug

---

**From:** Adrian Luhowy  
**Sent:** Wednesday, February 11, 2015 1:00 PM  
**To:** Katherine L. Murphy - Communications; Michelle Haug; Amadou Sangare  
**Cc:** Michelle Haug  
**Subject:** RE: Questions regarding line 9  
**Attachments:** RE: Line 9 Leave to Open Response delayed almost a year.

This email shows the history. Michael has attached his original response email, and you can see she's refiled her questions on 10 February 2015 (after initially filing them in March 2014, and a response in mid 2014 after much effort on behalf of Michael).

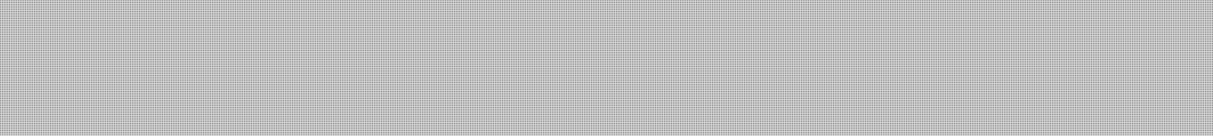
---

**From:** Katherine L. Murphy - Communications  
**Sent:** February-11-15 12:56 PM  
**To:** Adrian Luhowy; Michelle Haug; Amadou Sangare  
**Subject:** RE: Questions regarding line 9

Adrian – do you have that correspondence? It would be helpful to reference/repeat.

---

**From:** Adrian Luhowy  
**Sent:** February 11, 2015 12:54 PM  
**To:** Katherine L. Murphy - Communications; Michelle Haug; Amadou Sangare  
**Subject:** RE: Questions regarding line 9



---

**From:** Katherine L. Murphy - Communications  
**Sent:** February-11-15 12:52 PM  
**To:** Michelle Haug; Amadou Sangare  
**Cc:** Adrian Luhowy  
**Subject:** RE: Questions regarding line 9

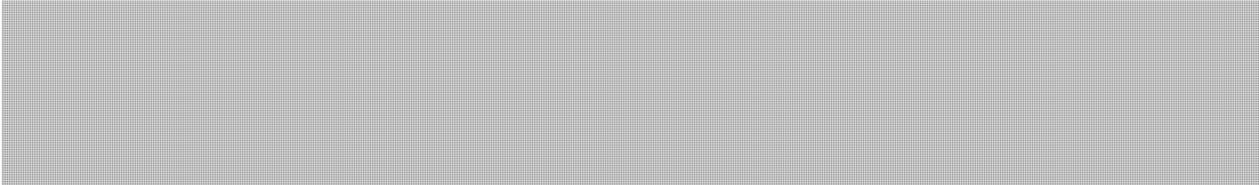
Thank you all. I will adjust the response and vet through you. Katherine

---

**From:** Michelle Haug  
**Sent:** February 11, 2015 11:17 AM  
**To:** Amadou Sangare; Michelle Haug; Katherine L. Murphy - Communications  
**Cc:** Adrian Luhowy  
**Subject:** RE: Questions regarding line 9

Hello, thx Amadou,

I'm forwarding to Katherine Murphy who is drafting the response to Ms. Lanteigne. I've copied and pasted Adrian's comments into this email, to keep all the engineering advice together.



Michelle Haug  
Counsel / Avocate  
Legal Services / Services juridiques  
National Energy Board / Office national de l'énergie  
517 Tenth Avenue South-West / 517, Dixième Avenue Sud-ouest  
Calgary, Alberta T2R 0A8

Phone / Téléphone: (403) 299-2707  
Fax / Télécopieur: (403) 292-5503  
Email / courriel: [michelle.haug@neb-one.gc.ca](mailto:michelle.haug@neb-one.gc.ca)

---

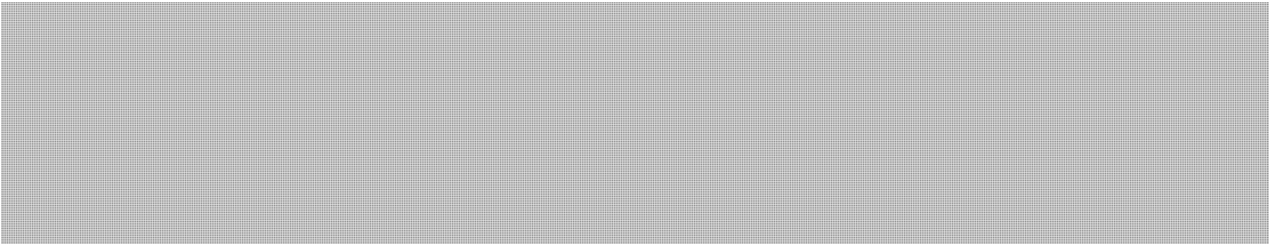
**From:** Amadou Sangare  
**Sent:** Wednesday, February 11, 2015 11:11 AM  
**To:** Michelle Haug  
**Subject:** Re: Questions regarding line 9



Thanks

Amadou

**From:** Adrian Luhowy  
**Sent:** Wednesday, February 11, 2015 11:08 AM  
**To:** Michelle Haug; Katherine L. Murphy - Communications  
**Cc:** Amadou Sangare  
**Subject:** RE: Questions regarding line 9

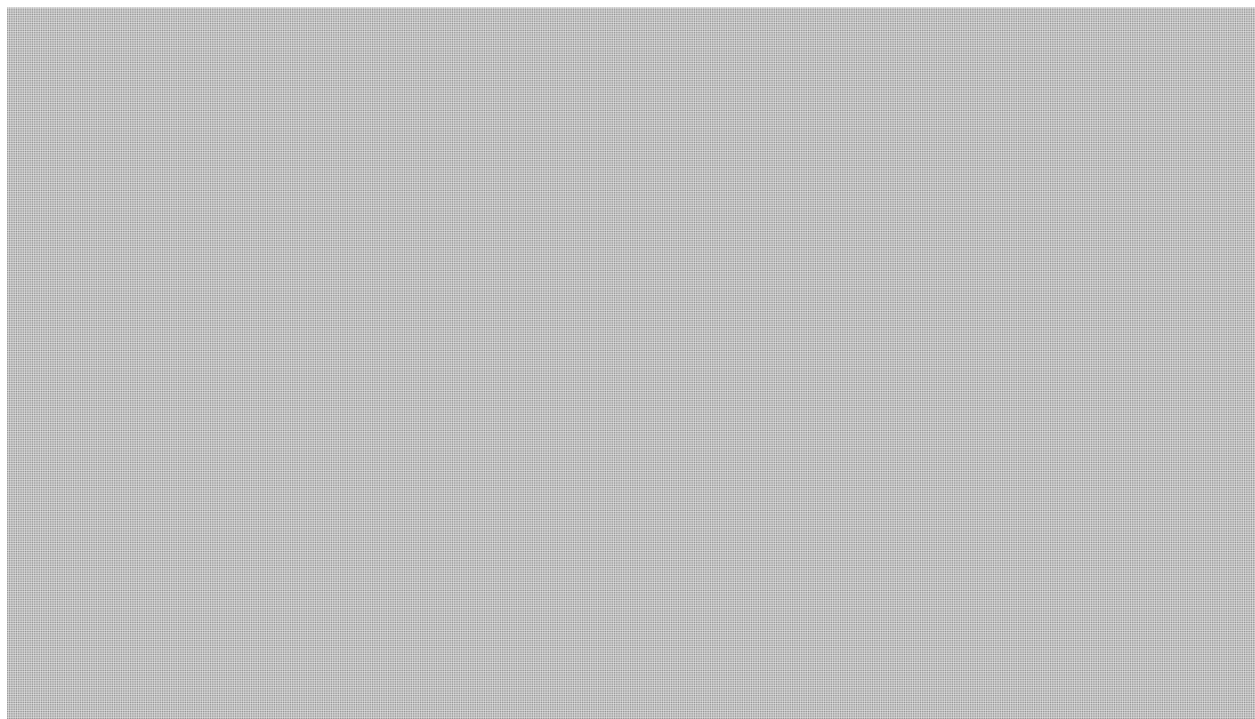




---

**From:** Michelle Haug  
**Sent:** Wednesday, February 11, 2015 10:42 AM  
**To:** Katherine L. Murphy - Communications; Michelle Haug  
**Cc:** Amadou Sangare; Adrian Luhowy  
**Subject:** RE: Questions regarding line 9

Hello,



Michelle Haug  
Counsel / Legal Services

---

**From:** Katherine L. Murphy - Communications  
**Sent:** Wednesday, February 11, 2015 10:04 AM  
**To:** Michelle Haug  
**Cc:** Amadou Sangare  
**Subject:** FW: Questions regarding line 9

Michelle,

**From:** Louise Lantaigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** February 09, 2015 1:37 PM

**To:** Katherine L. Murphy - Communications

**Subject:** Questions regarding line 9

Hello Ms. Murphy

In regards to Line 9, has there been hydrostatic testing completed on the line to show it can withstand the proposed pressure of 1000 psi? As a delegate of both hearings I was concerned about this because the data of Enbridge's integrity digs as featured in Equiterre's affidavit which includes the Accufact report indicated a 90% probability of rupture if the line were to run at the proposed pressures.

My father has over 40 years expertise with fuel systems and he too is wondering if the line will be appropriately tested at 1.5 times the recommended psi to assure the integrity of the pipe for the lifespan of the system. Will this be completed?

Where can the public review the findings of the hydro-static testing to assure compliance?

Also I am concerned with the impact that oil prices have had on the market thus far. In the final fourth quarter reports we saw oil prices reduce from 50-60%. Enbridge's final fourth quarter report is due to go public on Feb. 22nd. Imperial oil who wants this line saw their shares drop 36% and now they intend to sell off approx. 500 Esso Stations.

The economic predictions for this line was based on \$100 per barrel oil prices. What if economically the prices stay below the cost of production? Is there any mechanism we can use to foster further dialogue on this issue at some point? If so to whom do we address our concerns to?

Thank you kindly for your time.

Louissette Lanteige  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

**Pages 367 to 377  
are duplicates**

Michelle Haug

---

**From:** Katherine L. Murphy - Communications  
**Sent:** Friday, February 20, 2015 3:40 PM  
**To:** Amadou Sangare; Michelle Haug  
**Cc:** Adrian Luhowy; Michael Benson  
**Subject:** RE: Questions regarding line 9

Greatly appreciated. Thanks, Amadou.

---

**From:** Amadou Sangare  
**Sent:** Friday, February 20, 2015 3:35 PM  
**To:** Katherine L. Murphy - Communications; Michelle Haug  
**Cc:** Adrian Luhowy; Michael Benson  
**Subject:** RE: Questions regarding line 9

Hi Katherine,

The reference to the Order has been inserted.  
Thanks

Amadou

---

**From:** Katherine L. Murphy - Communications  
**Sent:** Friday, February 20, 2015 10:24 AM  
**To:** Michelle Haug; Amadou Sangare  
**Cc:** Adrian Luhowy; Michael Benson  
**Subject:** RE: Questions regarding line 9

Apologies for the delay in closing off this inquiry. Based on the feedback below, and a further conversation with Michael Benson, I propose the following amended response to Ms. Lanteigne. The original inquiry is at the bottom of this string. I wanted to keep all previous feedback for your reference, apologies for the length of this trail.

21(1)(b)

Thanks in advance for your review and feedback. Katherine

Note:

19(1)

Ms. Lanteigne,

To respond to your questions regarding Enbridge's Line 9 Line 9B Reversal and Line 9 Capacity Expansion Project, and specifically hydrotesting, I would direct you to the Reasons for Decision issued by the Board in 2014. I would highlight (from page 49):

#### Hydrotesting

The Board notes the recommendation of Équiterre, based on the Accufacts Report, and of other Participants to require Enbridge to conduct hydrotesting of Line 9 prior to bringing the Project into service. However, the Board acknowledges Enbridge's statement that there may be potential detrimental effects of hydrotesting the existing pipeline, including the potential to induce pressure reversal and cracks, or to grow cracks that do not fail during the test but may continue to grow in-service after and potentially as a result of hydrotesting. In addition, in its Table 3, the Accufacts Report notes that when ILI technology is proven it can reveal more about the condition of pipe than hydrotesting would, and that hydrotesting may not effectively identify some features, such as girth welds defects.

For these reasons, the Board elects to make no order at this time regarding hydrotesting of the pre-existing portions of Line 9. However, the Board has imposed **Condition 11** which requires Enbridge to provide its overall hydrotesting program in order for the Board to further understand Enbridge's corporate approach to hydrotesting. After receiving the Updated EA and Enbridge's filings in respect of completed repairs and ILI tool reliability, and after considering Enbridge's corporate policies and approach with respect to hydrotesting, the Board may revisit the issue of requiring hydrotesting prior to granting LTO.

The Board denies Enbridge's request for an exemption from section 47 of the NEB Act. Enbridge must apply for LTO with hydrotesting results for new facilities before it can bring the Project into service. As explained above, the Board will consider Enbridge's response to Conditions 9, 10 and 11, to determine whether it ought to require Enbridge to perform hydrotesting on existing portions of Line 9. The Board has also imposed a number of additional conditions with which Enbridge must comply prior to applying for LTO.

I would also direct you to Schedule A of the [Order XO-E101-003-2014](#) provides all applicable pressures for the Project.

On 6 February 2015 Enbridge submitted their Leave to Open Application for the Project. You can find it through the NEB's website: <https://docs.neb-one.gc.ca/II-eng/IIisapi.dll?func=II&objId=2679604&objAction=browse&viewType=1> and <https://docs.neb-one.gc.ca/II-eng/IIisapi.dll?func=II&objId=2679716&objAction=browse&viewType=1>. It includes the results of the pressure tests that Enbridge has done.

In response to your final question, the Board approved the project in March 2014. At this point the economic feasibility of continuing with the project would rest with company.

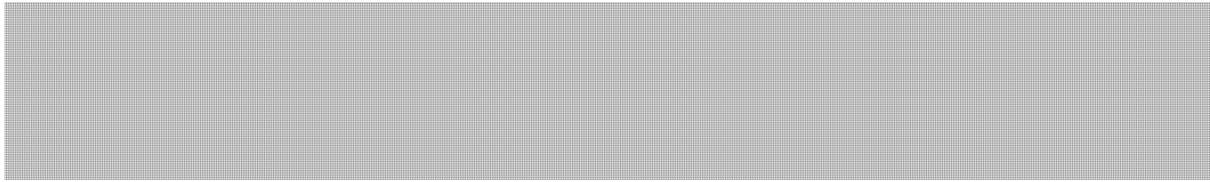
---

**From:** Michelle Haug  
**Sent:** Wednesday, February 11, 2015 11:17 AM  
**To:** Amadou Sangare; Michelle Haug; Katherine L. Murphy - Communications  
**Cc:** Adrian Luhowy  
**Subject:** RE: Questions regarding line 9

Hello, thx Amadou,



I'm forwarding to Katherine Murphy who is drafting the response to Ms. Lanteigne. I've copied and pasted Adrian's comments into this email, to keep all the engineering advice together.



Michelle Haug  
Counsel / Avocate  
Legal Services / Services juridiques  
National Energy Board / Office national de l'énergie  
517 Tenth Avenue South-West / 517, Dixième Avenue Sud-ouest  
Calgary, Alberta T2R 0A8

Phone / Téléphone: (403) 299-2707  
Fax / Télécopieur: (403) 292-5503  
Email / courriel: [michelle.haug@neb-one.gc.ca](mailto:michelle.haug@neb-one.gc.ca)

---

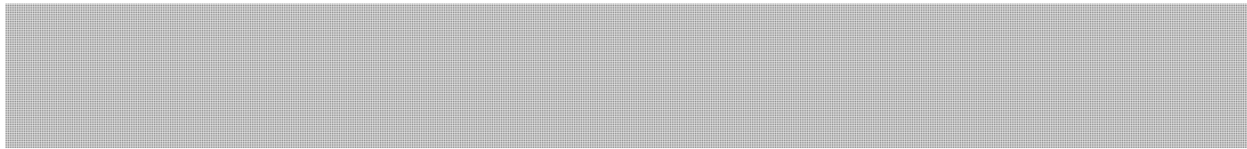
**From:** Amadou Sangare  
**Sent:** Wednesday, February 11, 2015 11:11 AM  
**To:** Michelle Haug  
**Subject:** Re: Questions regarding line 9

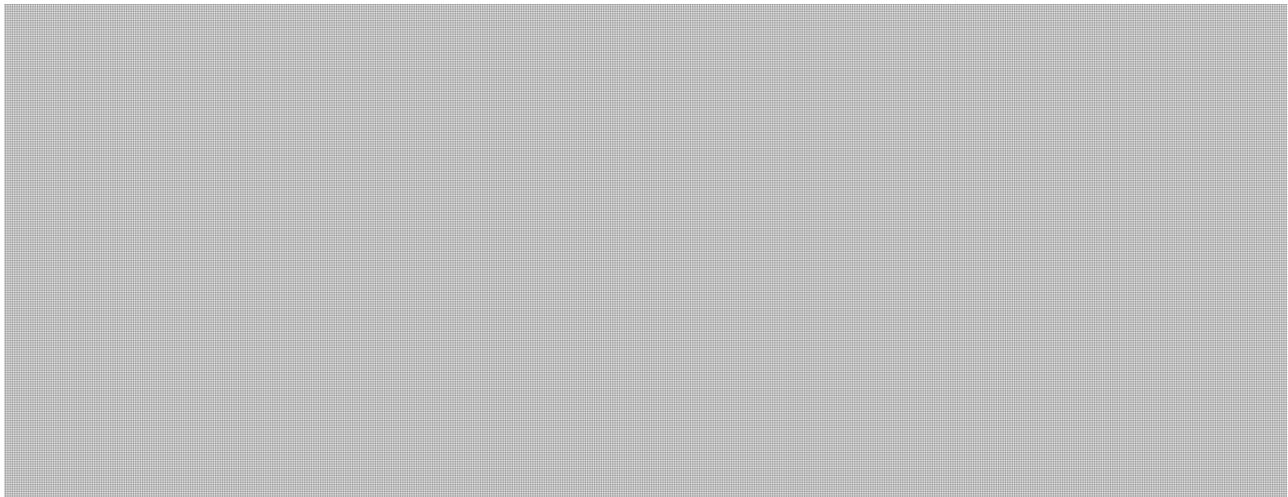


Thanks

Amadou

**From:** Adrian Luhowy  
**Sent:** Wednesday, February 11, 2015 11:08 AM  
**To:** Michelle Haug; Katherine L. Murphy - Communications  
**Cc:** Amadou Sangare  
**Subject:** RE: Questions regarding line 9





---

**From:** Michelle Haug  
**Sent:** Wednesday, February 11, 2015 10:42 AM  
**To:** Katherine L. Murphy - Communications; Michelle Haug  
**Cc:** Amadou Sangare; Adrian Lohowy  
**Subject:** RE: Questions regarding line 9

Hello,



Michelle Haug  
Counsel / Legal Services

**Pages 382 to 391  
are duplicates**

## Sienna Gonzaga

---

**From:** Paul Georgison  
**Sent:** Monday, December 07, 2015 3:15 PM  
**To:** Chris van Egmond; Chris Loewen; Adrian Luhowy  
**Subject:** RE: Line 9 and Valero: NATIONAL RISK

I have nothing further or contradictory to add to this.

PG

---

**From:** Chris van Egmond  
**Sent:** December 07, 2015 3:14 PM  
**To:** Chris Loewen; Adrian Luhowy; Paul Georgison  
**Subject:** Re: Line 9 and Valero: NATIONAL RISK

The Board will not take any action and this letter will not be added to the Board 's record. LSU has told the writer to stop contacting us in the past.

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Chris Loewen  
**Sent:** Monday, December 7, 2015 3:05 PM  
**To:** Chris van Egmond; Adrian Luhowy; Paul Georgison  
**Subject:** Fw: Line 9 and Valero: NATIONAL RISK

See attached and below and advise.

Sent from my BlackBerry 10 smartphone on the Rogers network.

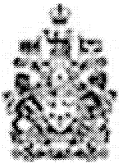
---

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Monday, December 7, 2015 9:00 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Line 9 and Valero: NATIONAL RISK

OF-Fac-Oil-E101-2012-10 05

### *Susan Abuid*

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
National Energy Board | Office national de l'énergie  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
Calgary, Alberta T2R 0A8  
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[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
<http://www.neb-one.gc.ca>



National  
Energy Board

Office national  
de l'énergie

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Saturday, December 05, 2015 9:10 AM

**To:** [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Tom Mulcair; Elizabeth May; [premier@ontario.ca](mailto:premier@ontario.ca); DionStéphane [NCR]; Andrea Horwath; MPP Catherine Fife (Kitchener-Waterloo); Francis Scarpaleggia; Minister (MAH); [ceo@fcm.ca](mailto:ceo@fcm.ca); Graham White; Minister MOECC (MOECC); Myeengun Henry; Clayton Ruby; Bardish Chagger; Peter Watson; John Goudy; Steven Shrybman; MPP Daiene Vernile; [NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca); Theresa McClenaghan; Dianne Saxe; Equiterre Info; Forestethicssolutions Info; White House; 570news News; Linda Solomon Wood; [editor@tyee.ca](mailto:editor@tyee.ca); Newsroom; Ctv News; [scoop@huffingtonpost.com](mailto:scoop@huffingtonpost.com); [international@guardian.co.uk](mailto:international@guardian.co.uk); New York Times Company; Record Newsroom; Secretary; Lorraine Caron; Christian Foisy; Antifraudcentre Info; [environment@afn.ca](mailto:environment@afn.ca); Aamjiwnaang First Nation (Enviro Officer); Terrylynn Brant; Write2us (ENERGY); John Bennett; Gralewicz John (OPP); [mckibben.bill@gmail.com](mailto:mckibben.bill@gmail.com)

**Subject:** Line 9 and Valero: NATIONAL RISK

Hello everyone

I provide this information for your reference because this in my view is a significant National Security Threat not only for communities along Line 9 but for the St Lawrence River and international waters shared by both Canadian and US interests.

First off I will confirm the fact that "processed crude oil" is flowing through Line 9b at this time as confirmed to me by personal correspondence with Mr. Graham White of Enbridge. Thank you for that assistance Mr. White.

Enbridge Line 9b was approved for use by the NEB through NEB Ruling OH-002-2013 issued on **March 6, 2014** as noted on the National Energy Board website here;

<https://www.neb-one.gc.ca/ppcltnflng/mjrpp/ln9brvrs/index-eng.html>

The NEB approved of Line 9B even though the pipe on the Valero property at their Montreal Terminal was NOT UP TO CODE. The evidence of this can be viewed in the Ruling of MO-008-2014 dated **March 17, 2014** which confirms that the outer layer of the Line 9 pipe on the Valero property had an external cover of Epoxy paint, not PE tape. To verify this fact look at page three of the document MO-008-2014 to confirm this fact. I have included it in the attachments.

It is reasonable to state that prior knowledge off the epoxy issue, before the decision of Line 9b decision was likely due to the close time frames of both applications however the NEB chose to not to exempt this portion of Line 9 when they gave approval for it's use during the Line 9b decision.

In another ruling, NEB Board order AO-001-OC-30, included in attachments, it confirms the sale of the 533.4 metre section of Line 9b pipeline to Valero. That decision is dated **October 27, 2014**

On the Privy Council website PC Number: 2014-1026 Date: 2014-10-09 there is a posting, **made prior to the NEB decision date of October 27, 2014 for order AO-001-OC-30**, it confirms the fact the NEB knew Enbridge intended to sell a portion of the Line 9b to Valerio as early as February 18 2014, well before the Line 9b decision. . It can be viewed here:

<http://www.pco-bcp.gc.ca/oic-ddc.asp?lang=eng&page=secretariats&dosearch=search+/+list&pg=61&viewattach=29843&blndisplayflg=1>

This Privy Council site also confirms that the CPCN OC-30 is hereby amended to reflect "the removal of the Pipeline Section from the Enbridge System."

This decision was also approved by the Governor General of Canada at this web link, with hard copy in attachment. <http://www.pco-bcp.gc.ca/oic-ddc.asp?lang=eng&txttodate=&txtprecis=&blnd=&page=secretariats&txtoicid=&txtact=&txtbillno=&txtfromdate=&txtdepartment=natural+resources&txtchapterno=&txtchapteryear=&rdcomingintoforce=&dosearch=search+/+list&pg=9&viewattach=29842&blnDisplayFlg=1>

When one views the wording of the NEB ruling for AO-001-OC-30 you will read the following:

*The Pipeline Section **will be owned by Valero** and no longer part of a federal work or undertaking. **As such, these facilities are no longer regulated by the Board under the NEB Act.***

Just today, on December 5th 2014, an oil tanker showed up at Valero's oil terminal. The ship is called Espada Desgagnés and I include a photo in the attachment for your reference.

I have questions and I want the answers in writing.

1. Why did the NEB approve of the Valero section of Line 9b on March 6, 2014 even though they were clearly informed it was covered in epoxy paint and there was a clear intention to sell it to Valero as far back as February 18, 2014?
2. What is this the vessel Espada Desgagnés doing at the Valero terminal?
3. What oversight does the Canadian Federal government have to oversee either Enbridge activities or Valero's activities at the Valero terminal location?
- 4.. Why did the NEB forfeit it's ability to monitor the remaining portion of Line 9 pipeline with the sale to Valerio?
5. Where is Valero's permit to use this pipe? Do they even need one now? Do hired contractors who come in to work on the pipe need a CPCN certificate or not?
6. The NEB approved transfer of assets which is compliant to the NEB Act but where in the Act are they given the legal authority to forfeit their own ability to monitor a pipeline?
7. The Valero terminal sits at the St. Lawrence River. What attempts were made to engage either First Nations or US officials in regards to these decisions that directly impact their water supplies?
8. If a spill happens at the Valero terminal will the Canadian Government be held liable for damages or will it be Enbridge or Valero?

9. I was a delegate of both Line 9 hearings and I was not informed about the intent to sell a portion of the Line 9 to Valero at any point of the hearing process. What evidence is there to suggest any attempt to inform the public at all about the sale of this portion of Line 9?

Mr. Trudeau, I respectfully request a stop action with regards to whatever activities are taking place at the Montreal Valero terminal regarding this line and I would like to formally ask for an inquiry on to the conduct of the Privy Council in regards to this matter. In my view it goes beyond common sense to simply allow the end of Line 9 to be sold off to Valero and excluded from all NEB regulatory oversight at a location where this oil is shipped.

Thank you kindly for your time. I await a written response.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2

## Sienna Gonzaga

---

**From:** Shelley Milutinovic  
**Sent:** Friday, August 21, 2015 9:27 AM  
**To:** Jess Dunford; Barry Branston; Patricia Elhatton-Lake  
**Cc:** Adrian Luhowy; Kurt McAllister  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Jess, this issue should probably go to Erin to be put on the Issues Management Chart. Kurt was just at that meeting.

---

**From:** Jess Dunford  
**Sent:** Friday, August 21, 2015 9:24 AM  
**To:** Barry Branston; Patricia Elhatton-Lake; Shelley Milutinovic  
**Cc:** Adrian Luhowy  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Thanks Barry, much appreciated. I will be briefing up.

JSD

---

**From:** Barry Branston  
**Sent:** August 21, 2015 9:17 AM  
**To:** Jess Dunford; Patricia Elhatton-Lake; Shelley Milutinovic  
**Cc:** Adrian Luhowy  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Here's an article in the press on this:

<http://www.nationalobserver.com/2015/08/20/news/controversial-pipeline-changing-hands>

---

**From:** Jess Dunford  
**Sent:** August 18, 2015 10:00 AM  
**To:** Patricia Elhatton-Lake; Barry Branston; Shelley Milutinovic  
**Cc:** Adrian Luhowy  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

21(1)(a)

21(1)(b)

Thanks everyone.

I'll be indicating that Enbridge is not required to seek NEB authorization under s.74 of the NEB Act for the change in corporate structure noted, and as such there is no documentation to provide in that regard.

The library may get further questioning on this, so thanks for the information regarding [REDACTED]  
[REDACTED] I will likely provide the Board's ruling ([here](#)) as a reference point on the issue if there is further details sought, as it may be helpful to the client. Any advice you have on this approach would be welcome.

JSD

---

**From:** Patricia Elhatton-Lake  
**Sent:** August 18, 2015 9:38 AM



**To:** Barry Branston; Jess Dunford; Shelley Milutinovic  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

21(1)(a)

21(1)(b)

23

Hi all,

I can echo what Barry said. With respect to the Enbridge drop down, when it occurred, staff noted it and we did not receive an application from Enbridge. This is consistent with what we've done in the past.

[Redacted]

Patricia

---

**From:** Barry Branston  
**Sent:** Tuesday, August 18, 2015 8:56 AM  
**To:** Jess Dunford; Shelley Milutinovic; Patricia Elhatton-Lake  
**Subject:** RE: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Jess,

Companies are not required to apply under section 74 for changes in corporate structure. They only have to apply under s.74 if they are purchasing or selling facilities to another party. Patricia can double check if Enbridge applied under s.74 but I doubt it.

[Redacted]

Barry

---

**From:** Jess Dunford  
**Sent:** August 18, 2015 8:34 AM  
**To:** Shelley Milutinovic; Patricia Elhatton-Lake; Barry Branston  
**Subject:** FW: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Shelley, Patricia, Barry;

Would either of you have any knowledge of the topic below? I believe this topic or request may have come up in other correspondence with the client below.

Thanks - JSD

---

**From:** Library Bibliotheque  
**Sent:** August 18, 2015 8:08 AM  
**To:** Jess Dunford  
**Subject:** FW: Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Good morning Jess,

Would you have information/contact for this external client?

*Thank you,*

*Andrea Caza*

*Reference Officer | Préposée aux références*

*National Energy Board Library | Office national de l'énergie*

*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*

*517, Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

*[Andrea.Caza@neb-one.gc.ca](mailto:Andrea.Caza@neb-one.gc.ca)*

*Telephone | Téléphone 403-292-8898*

*Facsimile | Télécopieur 403-292-5576*

*Government of Canada | Gouvernement du Canada*

---

**From:** Louise Lantaigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Monday, August 17, 2015 7:06 PM

**To:** Library Bibliotheque

**Subject:** Line 9 from Enbridge Pipeline Inc. to Enbridge Investments Inc.

Hello Ms. Caza

Enbridge Line 9 was one of the assets that changed ownership from Enbridge Pipeline Inc. to Enbridge Investments Holdings Inc. as confirmed by Mr. Graham White of Enbridge Pipelines.

The question I have is very specific so it should be fairly easy to find hopefully. I would like to request the document(s) that gives NEB consent to Enbridge for this change of ownership of Enbridge Pipeline Inc.'s assets to Enbridge Investment Holdings Ltd. It is my understanding that is a normal process done to assure compliance with section 74 of the NEB Act.

I include the email from Mr. White below for your reference to show the restructuring of assets including Line 9.

Thank you kindly for your time.

Louise Lantaigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Graham White <[Graham.White@enbridge.com](mailto:Graham.White@enbridge.com)>

**To:** Louise Lantaigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>

**Sent:** Monday, August 17, 2015 3:55 PM

**Subject:** RE: Line 9 inquiry

Hello, Louisette, I hope you are well. We have been conducting internal financial restructuring of assets in the past year or so, that will have no impact on our liability, levels of insurance, operations or continuing commitment to the safety and integrity of our operations. They are primarily for greater and easier access to, and ability to raise capital, for future major projects and increase dividends to shareholders. We have transferred many of the Liquids assets, including Line 9, to the Enbridge Income Fund. For more information here are our releases on this topic. Most

recent: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2015&id=1934274>

And most explanatory: <http://www.enbridge.com/MediaCentre/News.aspx?yearTab=en2014&id=1902458>

There are no plans for merging with any external firms, this is an internal process to Enbridge owned and operated companies.

Regards,

Graham White

Enbridge Pipelines

---

**From:** Library Bibliotheque <[library@neb-one.gc.ca](mailto:library@neb-one.gc.ca)>

**To:** "butterflybluelu@rogers.com" <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>

**Sent:** Monday, August 17, 2015 3:37 PM

**Subject:** Enbridge brochure

Good afternoon Louisette,

Please see attached Enbridge brochure on line 9 and let me know if it is what you are looking for.

*Thank you,*

*Andrea Caza*

*Reference Officer | Préposée aux références*

*National Energy Board Library | Office national de l'énergie*

*517 10<sup>th</sup> Ave SW in Calgary, Alberta T2R 0A8/*

*517 , Dixième Avenue S.-O., à Calgary (Alberta) T2R 0A8*

**Sienna Gonzaga**

---

**From:** Parvez Khan  
**Sent:** Monday, December 07, 2015 10:04 AM  
**To:** Carol Gagné; Adrian Luhowy; Katherine L. Murphy  
**Cc:** Amadou Sangare; Steven Rowe; Marc-Andre Plouffe  
**Subject:** RE: Line 9 and Valero: NATIONAL RISK

---

**From:** Carol Gagné  
**Sent:** Monday, December 07, 2015 10:01 AM  
**To:** Adrian Luhowy; Parvez Khan; Katherine L. Murphy - Communications  
**Cc:** Amadou Sangare; Steven Rowe; Marc-Andre Plouffe  
**Subject:** RE: Line 9 and Valero: NATIONAL RISK

IMHO,

*Carol Gagné*  
Legal Counsel  
587-538-2118  
Cell: 403-629-5428

---

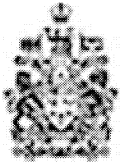
**From:** Adrian Luhowy  
**Sent:** December-07-15 9:54 AM  
**To:** Parvez Khan; Carol Gagné; Katherine L. Murphy - Communications  
**Cc:** Amadou Sangare; Steven Rowe; Marc-Andre Plouffe  
**Subject:** FW: Line 9 and Valero: NATIONAL RISK

---

**From:** Secretary  
**Sent:** Monday, December 07, 2015 9:01 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Line 9 and Valero: NATIONAL RISK

OF-Fac-Oil-E101-2012-10 05

*Susan Abuid*  
Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
National Energy Board | Office national de l'énergie  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
Calgary, Alberta T2R 0A8  
Government of Canada | Gouvernement du Canada



National  
Energy Board

Office national  
de l'énergie

---

**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Saturday, December 05, 2015 9:10 AM

**To:** [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); Tom Mulcair; Elizabeth May; [premier@ontario.ca](mailto:premier@ontario.ca); DionStéphane [NCR]; Andrea Horwath; MPP Catherine Fife (Kitchener-Waterloo); Francis Scarpaleggia; Minister (MAH); [ceo@fcm.ca](mailto:ceo@fcm.ca); Graham White; Minister MOECC (MOECC); Myeengun Henry; Clayton Ruby; Bardish Chagger; Peter Watson; John Goudy; Steven Shrybman; MPP Daiene Vernile; [NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca); Theresa McClenaghan; Dianne Saxe; Equiterre Info; Forestethicssolutions Info; White House; 570news News; Linda Solomon Wood; [editor@tyee.ca](mailto:editor@tyee.ca); Newsroom; Ctv News; [scoop@huffingtonpost.com](mailto:scoop@huffingtonpost.com); [international@guardian.co.uk](mailto:international@guardian.co.uk); New York Times Company; Record Newsroom; Secretary; Lorraine Caron; Christian Foisy; Antifraudcentre Info; [environment@afn.ca](mailto:environment@afn.ca); Aamjiwnaang First Nation (Enviro Officer); Terrylynn Brant; Write2us (ENERGY); John Bennett; Gralewicz John (OPP); [mckibben.bill@gmail.com](mailto:mckibben.bill@gmail.com)

**Subject:** Line 9 and Valero: NATIONAL RISK

Hello everyone

I provide this information for your reference because this in my view is a significant National Security Threat not only for communities along Line 9 but for the St Lawrence River and international waters shared by both Canadian and US interests.

First off I will confirm the fact that "processed crude oil" is flowing through Line 9b at this time as confirmed to me by personal correspondence with Mr. Graham White of Enbridge. Thank you for that assistance Mr. White.

Enbridge Line 9b was approved for use by the NEB through NEB Ruling OH-002-2013 issued on **March 6, 2014** as noted on the National Energy Board website here;  
<https://www.neb-one.gc.ca/pp/ctnflng/mjrpp/ln9brvrs/index-eng.html>

The NEB approved of Line 9B even though the pipe on the Valero property at their Montreal Terminal was NOT UP TO CODE. The evidence of this can be viewed in the Ruling of MO-008-2014 dated **March 17, 2014** which confirms that the outer layer of the Line 9 pipe on the Valero property had an external cover of Epoxy paint, not PE tape. To verify this fact look at page three of the document MO-008-2014 to confirm this fact. I have included it in the attachments.

It is reasonable to state that prior knowledge off the epoxy issue, before the decision of Line 9b decision was likely due to the close time frames of both applications however the NEB chose to not to exempt this portion of Line 9 when they gave approval for it's use during the Line 9b decision.

In another ruling, NEB Board order AO-001-OC-30, included in attachments, it confirms the sale of the 533.4 metre section of Line 9b pipeline to Valero. That decision is dated **October 27, 2014**

On the Privy Council website PC Number: 2014-1026 Date: 2014-10-09 there is a posting, **made prior to the NEB decision date of October 27, 2014 for order AO-001-OC-30**, it confirms

the fact the NEB knew Enbridge intended to sell a portion of the Line 9b to Valero as early as February 18 2014, well before the Line 9b decision. . It can be viewed here:

<http://www.pco-bcp.gc.ca/oic-ddc.asp?lang=eng&page=secretariats&dosearch=search+/+list&pg=61&viewattach=29843&blnDisplayFlg=1>

This Privy Council site also confirms that the CPCN OC-30 is hereby amended to reflect "the removal of the Pipeline Section from the Enbridge System."

This decision was also approved by the Governor General of Canada at this web link, with hard copy in attachment. <http://www.pco-bcp.gc.ca/oic-ddc.asp?lang=eng&txttodate=&txtprecis=&blnd=&page=secretariats&txtoicid=&txtact=&txtbillno=&txtfromdate=&txtdepartment=natural+resources&txtchapterno=&txtchapteryear=&rdocomingintoforce=&dosearch=search+/+list&pg=9&viewattach=29842&blnDisplayFlg=1>

When one views the wording of the NEB ruling for AO-001-OC-30 you will read the following:

*The Pipeline Section **will be owned by Valero** and no longer part of a federal work or undertaking. **As such, these facilities are no longer regulated by the Board under the NEB Act.***

Just today, on December 5th 2014, an oil tanker showed up at Valero's oil terminal. The ship is called Espada Desgagnés and I include a photo in the attachment for your reference.

I have questions and I want the answers in writing.

1. Why did the NEB approve of the Valero section of Line 9b on March 6, 2014 even though they were clearly informed it was covered in epoxy paint and there was a clear intention to sell it to Valero as far back as February 18, 2014?
2. What is this the vessel Espada Desgagnés doing at the Valero terminal?
3. What oversight does the Canadian Federal government have to oversee either Enbridge activities or Valero's activities at the Valero terminal location?
- 4.. Why did the NEB forfeit it's ability to monitor the remaining portion of Line 9 pipeline with the sale to Valero?
5. Where is Valero's permit to use this pipe? Do they even need one now? Do hired contractors who come in to work on the pipe need a CPCN certificate or not?
6. The NEB approved transfer of assets which is compliant to the NEB Act but where in the Act are they given the legal authority to forfeit their own ability to monitor a pipeline?
7. The Valero terminal sits at the St. Lawrence River. What attempts were made to engage either First Nations or US officials in regards to these decisions that directly impact their water supplies?

8. If a spill happens at the Valero terminal will the Canadian Government be held liable for damages or will it be Enbridge or Valero?

9. I was a delegate of both Line 9 hearings and I was not informed about the intent to sell a portion of the Line 9 to Valero at any point of the hearing process. What evidence is there to suggest any attempt to inform the public at all about the sale of this portion of Line 9?

Mr. Trudeau, I respectfully request a stop action with regards to whatever activities are taking place at the Montreal Valero terminal regarding this line and I would like to formally ask for an inquiry on to the conduct of the Privy Council in regards to this matter. In my view it goes beyond common sense to simply allow the end of Line 9 to be sold off to Valero and excluded from all NEB regulatory oversight at a location where this oil is shipped.

Thank you kindly for your time. I await a written response.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo ON  
N2V 2L2

**Pages 404 to 407  
are duplicates**



 **ESPADA DESGAGN...**  
Oil Products Tanker



© d3deblan  
MarineTraffic.com

☰

Add to my Fleet

Vessel Details

CA MTR

ATA: 2015-12-04 06:13

CA QUE

ATA: 2015-12-04 19:18

→

↶ PastTrack

↷ Route Forecast

Status:	Speed/Course:	Draught:
Moored	0.0kn / 317°	8.7m

Received: 8 min ago (AIS Source: 2075)

Le fleuve Saint-Laurent

Espada Desgagnés

Anse Fréchette

Hadlow Cove

Rue Saint-Laurent

Rue Saint-Georges

Boulevard Guillaume-Couture

Rue Théméraire

Centre Raymond-Blais Culture

Rue des Aulx

Données cartographiques ©2015 Google Imagerie ©2015, Aero-Photo Inc, Cnes/Spot Image, Communauté métropolitaine de Québec, DigitalGlobe, U.S. Geological Survey, USDA Farm Service Agency | 200 m

eeety bird 5678 @5678Bird · 6h

FaitsPipelines \*\*\* PRIMEUR \*\*\* Enbridge 9b : le pétrolier "Espada Desgagnés" est arrivé au terminal Valero de Lévis



1



...

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**Subject:** RE: Line 9 CPCN permit

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**From:** Peter Watson (Peter.Watson@neb-one.gc.ca)

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**To:** butterflybluelu@rogers.com; daniel.anthony@opp.ca;

---

**Date:** Friday, August 28, 2015 4:58 PM

---

Dear Ms. Lanteigne:

Please find attached Certificate OC-30 and Order AO-001-OC-30 relating to Line 9 and the sale of a 533.4 metre section of the pipeline. For further information with respect to the history of Line 9, please review the Board's decision in OH-002-2013.

The Board has not taken the view that corporate name changes require applications under the NEB Act: see the Board's letter of 20 April 2015. The Board's top priorities are the safety of Canadians and the protection of the environment. As the Board noted in its 20 April 2015 letter, corporate name changes do not impinge on the NEB's effectiveness as a regulator.

Regards,

C. Peter Watson, P. Eng. FCAE

Chair and CEO

---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Friday, August 28, 2015 10:09 AM  
**To:** Peter Watson; Anthony Daniel (OPP)  
**Subject:** Line 9 CPCN permit

Dear Mr. Watson

I would like to secure a copy of the CPCN permit of Enbridge Pipeline Inc. for Line 9 oil pipeline please.

If you can provide me and Srg. Anthony Daniel of the Ontario Provincial Police with a copy of that document I would greatly appreciate it because currently work is underway in Gananoque to facilitate the hydrostatic testing and I have made repeated inquiries to the NEB to see this document and to date there is no proof this document exists.

I would like this issue addressed in timely manner because work is underway on that pipe. I want to make sure it is legal to do the job.

Thank you very much.

Louissette Lanteigne

700 Star Flower Ave.

Waterloo Ont.

N2V 2L2

**Pages 411 to 413  
are not relevant**

**Pages 414 to 416  
are not relevant**



CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY  
NO. OC-30

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IN THE MATTER OF an application by Interprovincial Pipe Line Limited, (hereinafter called "the Company"), pursuant to the provisions of the National Energy Board Act (hereinafter called "the Act") for a Certificate of Public Convenience and Necessity under Part III thereof, filed with the National Energy Board (hereinafter called "the Board") under File No. 1755-J1-34.

WHEREAS an application dated the 22nd day of March, 1974, has been made by the Company to the Board under Part III of the Act in respect of a certain pipeline;

AND WHEREAS a public hearing has been held commencing on the 14th day of May, 1974, at which the Company and other interested parties have been heard;

AND WHEREAS the Board has satisfied itself that the pipeline is and will be required by the present and future public convenience and necessity and has further taken into account all such matters as to it appear to be relevant;

AND WHEREAS the Governor in Council by Order in Council, P.C. 1975-1136, dated the 20th day of May, 1975 A.D., has approved the issue of this certificate,

NOW THEREFORE the Board, pursuant to section 44 of the Act, hereby issues this Certificate of Public Convenience and Necessity to INTERPROVINCIAL PIPE LINE LIMITED in respect of a certain pipeline consisting essentially of:

Approximately 520 miles of 30-inch diameter line of pipe, together with all appurtenances, storage and pumping facilities, and other works connected therewith, extending from a point near the City of Sarnia, in the Province of Ontario, to a point within the Town of Montreal East, in the Province of Quebec,

(hereinafter collectively called "the pipeline"), all to be connected to and to form part of the Company's existing pipeline system.

The locations, design data, internal pressures and specifications of the pipeline in respect of which this certificate is issued, are more particularly described in the application, as amended, all filed with the Board under File No. 1755-J1-34.

This certificate is subject to the following terms and conditions:

1. The pipeline respecting which this certificate is issued shall be the property of and shall be operated by the Company.
2. (1) The Company shall cause the pipeline in respect of which this certificate is issued, to be designed, manufactured, located, constructed, installed and operated in accordance with those specifications, drawings and other data, set out in the application, as amended.  
(2) The Company shall cause to be implemented those undertakings set out in the application and those given in evidence during the hearing, as shall be ordered by the Board.  
(3) The Company shall cause no variation in the specifications, drawings, other data and undertakings referred to in this condition without the prior approval of the Board.
3. The Company shall cause the testing of the said pipeline to be carried out in conformity with the requirements of the Board.
4. The Company shall file with the Secretary of the Board reports on or before the 30th day of June, 1975, and at the end of each three-month interval thereafter, unless another date or interval is directed by the Board, until the Board has issued all orders for leave to open the said pipeline, respecting the progress of construction thereof with specific confirmation of compliance in respect of the undertakings referred to in condition 2.
5. The Company shall file with the Secretary of the Board the recommendations of its environmental consultants and such of those recommendations as may

be specifically approved by the Board shall be incorporated in and shall form part of the Company's construction specifications and operations manual.

6. The Company shall cause the construction and installation of the pipeline herein referred to, to be completed on or before the 15th day of January, 1977, unless upon application by the Company a later day is fixed by the Board.

ISSUED at the City of Ottawa, in the Province of Ontario, this 21st day of May 1975 A.D.



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Robert A. Stead  
Secretary



# Privy Council Office

Privy Council Office > PCO Secretariats

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**PC Number:** 2014-1026

**Date:** 2014-10-09

## ORDER AO-001-OC-30

**IN THE MATTER OF** the *National Energy Board Act*  
(the Act) and the regulations made thereunder; and

**IN THE MATTER OF** the notification of the transfer of ownership from Enbridge Pipelines Inc.  
(Enbridge) to Valero Energy Inc. (Valero) filed with the National Energy Board under File OF-  
Fac-Oil-E101-2014-03 01

**WHEREAS** on 21 May 1975, the Board issued Certificate of Public Convenience and Necessity (CPCN) OC-30 to Interprovincial Pipe Line Inc. (IPL) now Enbridge, authorising the construction of a certain pipeline consisting of approximately 520 miles of 30-inch diameter line of pipe, together with all appurtenances, storage and pumping facilities, and other works connected therewith, extending from a point near the City of Sarnia, in the Province of Ontario, to a point within the town of Montreal East, in the Province of Quebec (Enbridge System);

**AND WHEREAS** on 18 February 2014, Enbridge submitted an Application pursuant to paragraph 74(1)(a) of the Act to sell a 533.4 metre section of pipeline (Pipeline Section) from the Enbridge System to Valero;

**AND WHEREAS** on 17 March 2014 the Board issued Order MO-008-2014 granting leave for Enbridge to sell the Pipeline Section to Valero;

**AND WHEREAS** the Board received confirmation, by letter from Enbridge dated 16 May 2014, that the transaction had been completed;

**AND WHEREAS** the Board has determined, pursuant to section 20 of the Act, that it is just and proper to grant Enbridge further relief, in addition to the relief applied for, to reflect the removal of the Pipeline Section from the Enbridge System;

**AND WHEREAS** the Board has decided it is in the public interest to issue this Amending Order to effect the variance;

**AND WHEREAS** the Governor in Council by Order in Council No. P.C. \_\_\_\_\_ dated the \_\_\_\_ day of \_\_\_\_\_ 2014, has approved the issuance of this Amending Order;

.../2

**IT IS ORDERED THAT**, pursuant to subsection 21(2) of the Act, CPCN OC-30  
is hereby amended to reflect the removal of the Pipeline Section from the Enbridge System.

Issued at Calgary, Alberta on the XX of MONTH 2014.

## NATIONAL ENERGY BOARD

Sheri Young  
Secretary of the Board

**ORDONNANCE AO-001-OC-30**

**RELATIVEMENT À** la *Loi sur l'Office national de l'énergie* (la Loi) et à ses règlements d'application;

**RELATIVEMENT À** l'avis de transfert de propriété de Pipelines Enbridge Inc. (Enbridge) à Énergie Valero Inc. (Valero) présenté à l'Office national de l'énergie (l'Office) dans le dossier numéro OF-Fac-Oil-E101-2014-03 01.

**ATTENDU QUE**, le 21 mai 1975, l'Office a délivré le certificat d'utilité publique OC - 30 à Pipe Line Interprovincial Inc. (PLI) (maintenant Enbridge), autorisant la construction d'un certain pipeline constitué d'une conduite d'environ 520 milles de long et 30 pouces de diamètre ainsi que de tous les accessoires de canalisation, toutes les installations de stockage et de pompage et tous les autres ouvrages se rattachant à cette conduite, s'étendant d'un point situé près de la Ville de Sarnia, dans la province de l'Ontario, jusqu'à un point se trouvant dans la Ville de Montréal-Est, dans la province de Québec (le réseau d'Enbridge);

**ATTENDU QUE**, le 18 février 2014, Enbridge a présenté une demande aux termes de l'alinéa 74(1)a) de la Loi en vue d'obtenir l'autorisation de vendre un tronçon de pipeline de 533,4 mètres de long, du réseau d'Enbridge à Valero;

**ATTENDU QUE**, le 17 mars 2014, l'Office a rendu l'ordonnance MO-008-2014 autorisant Enbridge à vendre le tronçon de pipeline à Valero;

**ATTENDU QUE** l'Office a reçu la confirmation, par une lettre d'Enbridge datée du 16 mai 2014, que la transaction avait eu lieu;

**ATTENDU QUE** l'Office a déterminé, conformément à l'article 20 de la Loi, qu'il est indiqué d'accorder à Enbridge une réparation, en sus de l'autorisation souhaitée, afin de tenir compte du retrait du tronçon de pipeline de son réseau;

**ATTENDU QUE** l'Office a décidé qu'il est dans l'intérêt public de rendre la présente ordonnance modificatrice pour donner effet à la modification;

.../2

**ATTENDU QUE** le gouverneur général en conseil, par le décret P.C. \_\_\_\_\_ daté du \_\_\_\_\_ 2014, a approuvé la délivrance de la présente ordonnance modificatrice;

**IL EST ORDONNÉ QUE**, en vertu du paragraphe 21(2) de la Loi, le certificat d'utilité publique OC - 30 soit, par les présentes, modifié pour soustraire le tronçon de pipeline du réseau d'Enbridge.

Fait à Calgary, en Alberta, le XX mois 2014.

OFFICE NATIONAL DE L'ÉNERGIE

La secrétaire de l'Office,

Sheri Young

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Date Modified: 2014-11-25

# Privy Council Office

Privy Council Office > PCO Secretariats

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**PC Number:** 2014-1026

**Date:** 2014-10-09

His Excellency the Governor General in Council, on the recommendation of the Minister of Natural Resources, pursuant to subsection 21(2) of the *National Energy Board Act* approves the issuance by the National Energy Board to Enbridge Pipelines Inc. of Amending Order AO-001-OC-30, substantially in the form annexed.

Sur recommandation du ministre des Ressources naturelles et en vertu du paragraphe 21(2) de la *Loi sur l'Office national de l'énergie*, Son Excellence le Gouverneur général en conseil agréé la délivrance par l'Office national de l'énergie à Pipelines Enbridge Inc. de l'ordonnance modificatrice AO-001-OC-30, conforme en substance au texte ci-après.

[\[Return to Search\]](#)

Date Modified: 2014-11-25





Ms. Louise Lanteigne  
700 Star Flower Avenue  
Waterloo, ON N2V 2L2  
Email [butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)

8 September 2015

Dear Ms. Lanteigne:

**Enbridge Pipelines Inc. (Enbridge)  
Line 9  
Request for documentation on s.74, pipeline ownership**

Public safety and the protection of the environment are the top priorities of the National Energy Board (NEB). The NEB accomplishes this by holding companies accountable for the safe operation of their pipelines. If the NEB is not convinced that a pipeline is safely operating in a manner that protects communities and the environment, the company will not be allowed to operate that pipeline.

We acknowledge receipt of the emails that you sent to the NEB Chair and CEO, Peter Watson, in addition to the several emails sent to various staff from August 18, 2015 to present on the topics of the ownership and integrity of Line 9. However, you have not provided sufficient evidence to demonstrate that any non-compliances have taken place, or that there are threats to safe pipeline operation that the Board has not already addressed.

Corporate changes of the type you noted do not impinge on the NEB's effectiveness as a regulator of pipelines in the Canadian public interest. They do not detract from the full accountability to the Board and liability of the certificate holders (regardless of name changes) for the safe and secure operation of pipelines.

You also addressed the compliance of Line 9B with CSA Z662-11. This matter was considered as part of the OH-002-2013 hearing and discussed in the Board's Reasons for Decision. Facilities built under older versions of the CSA standard are assessed as to whether they remain safe to operate.

.../2

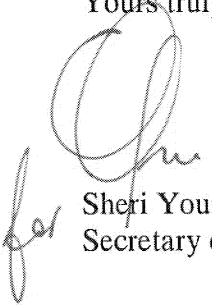
The NEB will continue to take a proactive approach to pipeline safety by verifying that the companies we regulate adhere to our requirements, and specifically to the conditions of our Orders and Certificates, through inspections, investigations, and audits.

Should companies fail to live up to their commitments around safety and environmental protection, the NEB will not hesitate to take strong enforcement action.

Individuals who wish to raise issues with the NEB must file their documents through the NEB's electronic document submission portal, addressing evidence to the Secretary of the Board and at the same time serve the relevant company. Procedural fairness dictates that all parties involved must have equal access to the information. Email is not a valid method of filing regulatory documents with the NEB.

Further email correspondence on these matters will not be responded to.

Yours truly,



Sheri Young  
Secretary of the Board

## Jess Dunford

---

**From:** Jess Dunford  
**Sent:** September 09, 2015 9:01 AM  
**To:** Tracy Sletto; Shelley Milutinovic  
**Cc:** Patricia Elhatton-Lake (Patricia.Elhatton-Lake@neb-one.gc.ca); Keith Bolton; Dana Cornea (Dana.Cornea@neb-one.gc.ca); Jean-Denis Charlebois  
**Subject:** FW: Enbridge Pipelines Line 9  
**Attachments:** 20150908153539195.pdf

Hello Tracy and Shelley;

For your awareness, attached is the response to Ms. Lanteigne's questions regarding Enbridge and s.74 compliance. The letter was issued yesterday.

JSD

---

**From:** Carol Gagné  
**Sent:** September 08, 2015 3:12 PM  
**To:** Andrea Caza; Adrian Luhowy; Amadou Sangare; Michael Benson; Sheri Young; Louise George; Philippe Marquis; Katherine L. Murphy - Communications; Parvez Khan; Jacqueline Vanhouche  
**Subject:** FW: Enbridge Pipelines Line 9

Hi all,

Thanks!

*Carol Gagné*  
Legal Counsel  
587-538-2118  
Cell: 403-629-5428

23

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**From:** Kym Hopper  
**Sent:** September-08-15 1:39 PM  
**To:** [butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)  
**Subject:** Enbridge Pipelines Line 9

Re: your request for documentation on s.74, pipeline ownership

This is a courtesy email copy –original is in the mail as of today's date.



**Page 428**  
**is not relevant**

**Pages 429 to 444  
are duplicates**

**Pages 445 to 446  
are not relevant**

**From:** Chris van Emond  
**To:** Alan Pentney; Rebecca Taylor  
**Cc:** Wes Elliott; Jeremy Demytruk; Mieke VanOosterom  
**Subject:** FW: Call from Louissette Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT  
**Date:** August 18, 2014 9:19:00 AM

---

Just to keep you in the loop – we are continuing to receive calls from Ms. Lanteigne. Last week to the Whistleblower line and last night to the Incident Reporting line.

Thanks

Chris

---

**From:** Wes Elliott  
**Sent:** August 18, 2014 9:13 AM  
**To:** Jeremy Demytruk; Sheri Young  
**Cc:** Chris Loewen; Mieke VanOosterom; Chris Finley; DL Incident Phone & Journey Management  
**Subject:** Call from Louissette Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT

Sherri and Jeremy

Last night I received a call on the NEB Incident Phone, I don't believe this is a reportable incident that would be entered into PID but I would like to capture/record the details of the call. Can you advise if either of you have created a file or record from previous dealings with this caller? If so, I will link this email to that record.

#### **Call Details**

Caller indicated she had witnessed a spill on the Humber River (near Albion Road in Etobicoke, ON) on June 1<sup>st</sup>, 2014. As a result she contacted the Ontario MOE and phoned 911. The Fire Department –Hazmat responded and advised her that it was a Level II Hazmat and the product originated from a sewer in the area. Last week, she determined neither the Fire Department, Police or MOE had contacted the NEB about this incident. As a result, she indicated she contacted the NEB and spoke with Sheri Young and Jeremy Demytruk regarding her observations on June 1<sup>st</sup>.

Yesterday, the caller indicated that she returned to the location at the Humber River. The water level had receded, she dug small holes at the river's edge and took samples of the water that flowed back into the holes. She indicated that the water smells like Varsol. She further indicated that the liquid in the samples has separated and there is a Varsol type liquid above the water.

The caller indicated that she was going to call the MOE in Ontario as she wanted these samples analyzed. She is aware there are several pipelines in the area and wanted to ensure the NEB is aware of her findings. Her phone number 519-885-7619.

Wes

Wes Elliott  
Security Management Specialist  
National Energy Board  
517 Tenth Ave SW, Calgary, AB T2R 0A8  
Office: 403-299-3735, Mobile: 403-473-4740 [wes.elliott@neb-one.gc.ca](mailto:wes.elliott@neb-one.gc.ca)

This e-mail and any attached documents are intended only for the named person(s). This message may contain information that is confidential or otherwise protected from disclosure and it must not be disclosed, copied, forwarded or distributed without authorization. If you are not the intended recipient or have received this e-mail in error, please notify the sender immediately and delete this e-mail. Thank you.

**From:** Chris van Egmond  
**To:** Paul Georgison; Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Sam Sele; Chris Loewen  
**Subject:** Re: Concerns for valve placement near Shelter Valley.  
**Date:** August 04, 2015 8:50:43 PM

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19(1)  
21(1)(a)  
21(1)(b)

Chris

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Paul Georgison  
**Sent:** Tuesday, August 4, 2015 2:08 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Chris van Egmond; Sam Sele; Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Steven – bringing you into the loop on this one (Ms. Lanteigne has a similar history of interaction with the NEB as does [REDACTED] ...

**From:** Paul Georgison  
**Sent:** August 04, 2015 1:50 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Sam Sele (Sam.Sele@neb-one.gc.ca); Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

FYI, Sam is unavailable until Thursday.

PG

**From:** Amadou Sangare  
**Sent:** August 04, 2015 12:41 PM  
**To:** Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Thanks

Amadou

21(1)(a)

21(1)(b)

**From:** Charlotte Haines  
**Sent:** August-04-15 12:30 PM  
**To:** Amadou Sangare; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Hi Amadou, Iain,

Can you help with a concise technical response to these concerns?

Paul – there is likely an Issues Resolution component to the response, so let us know who is able to help form a response,

Thanks!  
Charlotte

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom  
**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM  
**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Tuesday, August 4, 2015 11:45 AM

**Pages 451 to 453  
are duplicates**



**Page 454**  
**is not relevant**

## Alexander McGrath

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**From:** Chris Loewen  
**Sent:** Monday, August 10, 2015 3:21 PM  
**To:** Paul Georgison  
**Cc:** Sam Sele; Amadou Sangare  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

FYI

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Erin Dutcher <Erin.Dutcher@neb-one.gc.ca>  
**Sent:** Monday, August 10, 2015 1:29 PM  
**To:** Chris Loewen  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

FYI

**From:** butterflybluelu [mailto:butterflybluelu@rogers.com]  
**Sent:** Monday, August 10, 2015 10:48 AM  
**To:** Erin Dutcher  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Thanks for your response. It is a relief to be able to pass along their concerns. Better safe than sorry.

Thanks for the help!

Louissette

Sent from my Samsung device

----- Original message -----

**From:** Erin Dutcher <Erin.Dutcher@neb-one.gc.ca>  
**Date:** 08-10-2015 11:11 AM (GMT-05:00)  
**To:** butterflybluelu@rogers.com  
**Cc:** Chris Loewen <Chris.Loewen@neb-one.gc.ca>  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Dear Ms. Lanteigne:

This email is in response to concerns noted in your 4 August 2015 email regarding operation and maintenance of the Line 9 Pipeline.

The National Energy Board's top priorities are the safety of Canadians and protection of the environment. All of the Board's safety and environmental compliance and enforcement activities work to support this goal. Your information has been brought to the attention of our Operations Business Unit, and its staff will consider it in the implementation of future compliance activities.

Thank you for bringing these concerns to our attention.

Erin J. Dutcher

Acting Secretary of the Board | Secrétaire de l'Office par intérim

403-221-3496 | telephone / téléphone | 1-800-899-1265

403-292-5503 | facsimile / télécopieur | 1-877-288-8803

erin.dutcher@neb-one.gc.ca

National Energy Board | 517 Tenth Avenue SW Calgary, AB T2R 0X8

Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0X8

Government of Canada | Gouvernement du Canada

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**From:** Louise Lanteigne [<mailto:butterflybluelu@rogers.com>]

**Sent:** Tuesday, August 04, 2015 11:15 AM

**To:** Secretary; Securitas; [NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca); Tom Mulcair; Elizabeth May; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); MPP Catherine Fife (Kitchener-Waterloo); DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); MPP Daiene Vernile; Andrea Horwath; [premier@ontario.ca](mailto:premier@ontario.ca); [minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)

**Subject:** Concerns for valve placement near Shelter Valley.

Hello

My name is Louise Lanteigne. I was a delegate at the Line 9 hearings and I've been published in news reports since regarding my concerns of valve placements along tributaries. Someone wrote an email to me. They didn't leave a name so I'm thinking they may want their ID hidden. I understand technically the concern is third party hearsay because I have no ability to personally validate this concern or to provide you with further details. Either way here is what this person wrote to me and I'd like someone to check up on this because it flags a risk.

*Found out last week that the new valve station installation on Pipeline Road (north of Grafton, ON - go north of 401 at exit 487 on Cty Rd 23 to Pipeline Rd.). Proceed East for ~ 0.5 km, located on the south side, near the edge of a field) has regularly been flooding whenever it rained. They installed a lot of rip rap/gravel fill and no less than 3 culverts to redirect the water.*

*A creek is nearby (Shelter Valley Creek, which flows into Lake Ontario); this new valve is north/east of the creek, but there does not appear to be a valve/station anywhere on the west/south of this creek, that is visible, anyway.*

*It will be interesting to see how the redirection will affect the worked land around it.*

*Another example of "well engineered"?*

*What would have happened if they had gotten LTO in June as expected, and the electronics of the valve were shorted out, etc.?*

That is all this person sent to me. No name or anything I can relay.

I also visited my parents this past week in Trenton Ontario where Line 9 crosses their Hydro corridor. A retired engineer who wishes to remain nameless brought me to the shoreline where Line 9 crosses the Trent River. Big signs were posted along the shore saying boaters should not drop anchors at this location where the pipeline crosses the river. I was taken back at the thought the pipe would be that shallow that a simple anchor could pose such a risk but signs don't lie. This person brought me to the east side of the river where the line leads to a little shed like building. He told me how he came to the sight and observed workers from Alberta attaching a new pipe onto an existing pipe and the two sizes of pipe were different. He knew the guys were from Alberta because he spoke with them. The way they filled the gap between the two sizes of pipe included the application of a spray foam insulation-like material and he was very worried this work was not up to code and that it would not withstand fluids running in the line.

I personally know this man very well but he is afraid to go public for fear of professional backlash. He is in his 80's and is not comfortable with reporting the issue online. He is not computer savvy. I did speak with him directly but I can't get him beyond the fear factor to contact authorities so the best I can do about this is to share the concerns in good faith so they can be investigated.

People know things about this line and are scared to speak up. This flags in my view, a danger that exists within the industry. Why are these engineers so scared to speak? They see me as a safe person to talk to. Why don't they see you in the same light? This isn't right. I pray you will look into the concerns.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

**Pages 458 to 459  
are duplicates**

## Alexander McGrath

---

**From:** Chris Loewen  
**Sent:** Friday, August 07, 2015 3:43 PM  
**To:** Sheri Young; Peter Watson; Paul Georgison  
**Cc:** Sandy Lapointe; Amadou Sangare; Erin Dutcher  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

We just needed to do a quick consult first. All good. The email can go as written. Please include me as a cc.

Thanks,  
Chris

**From:** Sheri Young  
**Sent:** Friday, August 7, 2015 2:09 PM  
**To:** Peter Watson <Peter.Watson@neb-one.gc.ca>; Chris Loewen <Chris.Loewen@neb-one.gc.ca>; Paul Georgison <Paul.Georgison@neb-one.gc.ca>  
**Cc:** Sandy Lapointe <Sandy.Lapointe@neb-one.gc.ca>; Amadou Sangare <Amadou.Sangare@neb-one.gc.ca>; Erin Dutcher <Erin.Dutcher@neb-one.gc.ca>  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Hi

Not sure if you saw the email but staff in Ops have asked for some more time on this - so we'll sit tight.

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Peter Watson  
**Sent:** Friday, August 7, 2015 1:56 PM  
**To:** Sheri Young; Chris Loewen; Paul Georgison  
**Cc:** Sandy Lapointe; Amadou Sangare; Erin Dutcher  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Yes, just send to her.

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Sheri Young  
**Sent:** Friday, August 7, 2015 1:11 PM  
**To:** Chris Loewen; Paul Georgison  
**Cc:** Peter Watson; Sandy Lapointe; Amadou Sangare; Erin Dutcher  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

OK – we'll hold off and let Erin know next week how we can help to proceed with this.

Thanks  
S

**Sheri Young**  
Secretary of the Board  
Secrétaire de l'Office

403-221-3496 | telephone / téléphone 403-221-3496  
[sheri.young@neb-one.gc.ca](mailto:sheri.young@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW  
Calgary AB T2R 0A8  
Office national de l'énergie | 517 Dixième Avenue S.-O.  
Calgary (Alberta) T2R 0A8

21(1)(a)

21(1)(b)

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**From:** Chris Loewen  
**Sent:** Friday, August 07, 2015 12:59 PM  
**To:** Sheri Young; Paul Georgison  
**Cc:** Peter Watson; Sandy Lapointe; Amadou Sangare  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Sheri – I've just spoken with Staff and if the response has not yet gone, could I ask that you hold off?

Thanks,  
C

**From:** Sheri Young  
**Sent:** Friday, August 7, 2015 10:46 AM  
**To:** Paul Georgison <[Paul.Georgison@neb-one.gc.ca](mailto:Paul.Georgison@neb-one.gc.ca)>  
**Cc:** Peter Watson <[Peter.Watson@neb-one.gc.ca](mailto:Peter.Watson@neb-one.gc.ca)>; Sandy Lapointe <[Sandy.Lapointe@neb-one.gc.ca](mailto:Sandy.Lapointe@neb-one.gc.ca)>; Chris Loewen <[Chris.Loewen@neb-one.gc.ca](mailto:Chris.Loewen@neb-one.gc.ca)>  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Paul – I am fine with sending this out if the Chair is comfortable with it.

Thoughts?

S

**Sheri Young**  
Secretary of the Board  
Secrétaire de l'Office  
403-221-3496 | telephone / téléphone 403-221-3496  
[sheri.young@neb-one.gc.ca](mailto:sheri.young@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW  
Calgary AB T2R 0A8  
Office national de l'énergie | 517 Dixième Avenue S.-O.  
Calgary (Alberta) T2R 0A8

---

**From:** Paul Georgison  
**Sent:** Friday, August 07, 2015 10:30 AM  
**To:** Sheri Young  
**Cc:** Peter Watson; Sandy Lapointe; Chris Loewen  
**Subject:** Concerns for valve placement near Shelter Valley.

**Pages 462 to 464  
are duplicates**



## Alexander McGrath

---

**From:** Paul Georgison  
**Sent:** Friday, August 07, 2015 2:38 PM  
**To:** Sheri Young  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Sheri – I think Peter is saying to send the email (if we end up actually sending it) just to her and not cc everyone else, as asked before. Cheers!

PG

---

**From:** Sheri Young  
**Sent:** August 07, 2015 2:09 PM  
**To:** Peter Watson; Chris Loewen; Paul Georgison  
**Cc:** Sandy Lapointe; Amadou Sangare; Erin Dutcher  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Hi

Not sure if you saw the email but staff in Ops have asked for some more time on this - so we'll sit tight.

Sent from my BlackBerry 10 smartphone on the Rogers network.

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**From:** Peter Watson  
**Sent:** Friday, August 7, 2015 1:56 PM  
**To:** Sheri Young; Chris Loewen; Paul Georgison  
**Cc:** Sandy Lapointe; Amadou Sangare; Erin Dutcher  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Yes, just send to her.

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Sheri Young  
**Sent:** Friday, August 7, 2015 1:11 PM  
**To:** Chris Loewen; Paul Georgison  
**Cc:** Peter Watson; Sandy Lapointe; Amadou Sangare; Erin Dutcher  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

OK – we'll hold off and let Erin know next week how we can help to proceed with this.

Thanks  
S

**Sheri Young**  
Secretary of the Board  
Secrétaire de l'Office  
403-221-3496 | telephone / téléphone 403-221-3496  
[sheri.young@neb-one.gc.ca](mailto:sheri.young@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW

**Pages 466 to 472  
are duplicates**

## Alexander McGrath

---

**From:** Paul Georgison  
**Sent:** Friday, August 07, 2015 10:30 AM  
**To:** Sheri Young  
**Cc:** Peter Watson; Sandy Lapointe; Chris Loewen  
**Subject:** Concerns for valve placement near Shelter Valley.

Hi Sheri – staff have considered the email from Ms. Lanteigne and recommend the following email reply from the Secretary:

\*\*\*\*\*

Dear Ms. Lanteigne:

This email is in response to concerns noted in your 4 August 2015 email regarding operation and maintenance of the Line 9 Pipeline.

The National Energy Board's top priorities are the safety of Canadians and protection of the environment. All of the Board's safety and environmental compliance and enforcement activities work to support this goal. Your information has been brought to the attention of our Operations Business Unit, and its staff will consider it in the implementation of future compliance activities.

Thank you for bringing these concerns to our attention.

[Secretary sig block]

\*\*\*\*\*

Please advise if you need anything further from our end.

Thanks

PG

---

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM  
**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Tuesday, August 4, 2015 11:45 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

OF-Fac-Oil-E101-2012-10 05

**Pages 474 to 475  
are duplicates**

## Alexander McGrath

---

**From:** Chris Loewen  
**Sent:** Thursday, August 06, 2015 10:48 PM  
**To:** Paul Georgison  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Oh, and yes, please forward to the secretary.

**From:** Paul Georgison  
**Sent:** Thursday, August 6, 2015 5:19 PM  
**To:** Chris Loewen <Chris.Loewen@neb-one.gc.ca>  
**Cc:** Amadou Sangare <Amadou.Sangare@neb-one.gc.ca>; Sam Sele <Sam.Sele@neb-one.gc.ca>; Charlotte Haines <Charlotte.Haines@neb-one.gc.ca>; Steven Rowe <Steven.Rowe@neb-one.gc.ca>; Mieke VanOosterom <Mieke.VanOosterom@neb-one.gc.ca>; Andrew Benson <Andrew.Benson@neb-one.gc.ca>  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Chris – staff have considered this and recommend the following email reply from the Secretary:

\*\*\*\*\*

Dear Ms. Lanteigne:

This email is in response to concerns noted in your 4 August 2015 email regarding operation and maintenance of the Line 9 Pipeline.

The National Energy Board's top priorities are the safety of Canadians and protection of the environment. All of the Board's safety and environmental compliance and enforcement activities work to support this goal. NEB staff will consider the information you provided to us in the development and implementation of our compliance programs.

Thank you for bringing these concerns to our attention.

[Secretary sig block]

\*\*\*\*\*

Meanwhile, Amadou will follow up to see whether there's anything reasonable/practical that can be done to factor these concerns into ongoing NEB compliance oversight work.

Charlotte/Amadou – please edit the pipeline name in the email response if I've got it wrong (is it Line 9 or 9B??). Thanks!

Chris – if you're okay with this, shall you or I forward this on to the Secretary?

PG

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom

**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

---

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM  
**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Tuesday, August 4, 2015 11:45 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

**OF-Fac-Oil-E101-2012-10 05**

**Susan Abuid**

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
**National Energy Board | Office national de l'énergie**  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
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Government of Canada | Gouvernement du Canada  
[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
<http://www.neb-one.gc.ca>



**National  
Energy Board**

**Office national  
de l'énergie**

---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Tuesday, August 04, 2015 11:15 AM  
**To:** Secretary; Securitas; [NSCI\\_ECSN@rcmp-grc.gc.ca](mailto:NSCI_ECSN@rcmp-grc.gc.ca); Tom Mulcair; Elizabeth May; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); MPP Catherine Fife (Kitchener-Waterloo); DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo); MPP Daiene Vernile; Andrea Horwath; [premier@ontario.ca](mailto:premier@ontario.ca); [minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)  
**Subject:** Concerns for valve placement near Shelter Valley.

Hello

My name is Louise Lanteigne. I was a delegate at the Line 9 hearings and I've been published in news reports since regarding my concerns of valve placements along tributaries. Someone wrote an email to me. They didn't leave a name so I'm thinking they may want their ID hidden. I understand technically the concern is third party hearsay because I have no ability to personally validate this concern or to provide you with further details. Either way here is what this person wrote to me and I'd like someone to check up on this because it flags a risk.

*Found out last week that the new valve station installation on Pipeline Road (north of Grafton, ON - go north of 401 at exit 487 on Cty Rd 23 to Pipeline Rd.). Proceed East for ~ 0.5 km, located on the south side, near the edge of a field) has regularly been flooding whenever it rained. They installed a lot of rip rap/gravel fill and no less than 3 culverts to redirect the water.*

*A creek is nearby (Shelter Valley Creek, which flows into Lake Ontario); this new valve is north/east of the creek, but there does not appear to be a valve/station anywhere on the west/south of this creek, that is visible, anyway.*

*It will be interesting to see how the redirection will affect the worked land around it.*

*Another example of "well engineered"?*

*What would have happened if they had gotten LTO in June as expected, and the electronics of the valve were shorted out, etc.?*

That is all this person sent to me. No name or anything I can relay.

I also visited my parents this past week in Trenton Ontario where Line 9 crosses their Hydro corridor. A retired engineer who wishes to remain nameless brought me to the shoreline where Line 9 crosses the Trent River. Big signs were posted along the shore saying boaters should not drop anchors at this location where the pipeline crosses the river. I was taken back at the thought the pipe would be that shallow that a simple anchor could pose such a risk but signs don't lie. This person brought me to the east side of the river where the line leads to a little shed like building. He told me how he came to the sight and observed workers from Alberta attaching a new pipe onto an existing pipe and the two sizes of pipe were different. He knew the guys were from Alberta because he spoke with them. The way they filled the gap between the two sizes of pipe included the application of a spray foam insulation-like material and he was very worried this work was not up to code and that it would not withstand fluids running in the line.

I personally know this man very well but he is afraid to go public for fear of professional backlash. He is in his 80's and is not comfortable with reporting the issue online. He is not computer savvy. I did speak with him directly but I can't get him beyond the fear factor to contact authorities so the best I can do about this is to share the concerns in good faith so they can be investigated.

People know things about this line and are scared to speak up. This flags in my view, a danger that exists within the industry. Why are these engineers so scared to speak? They see me as a safe person to talk to. Why don't they see you in the same light? This isn't right. I pray you will look into the concerns.

Thank you kindly for your time.

Louise Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

## Alexander McGrath

---

**From:** Chris Loewen  
**Sent:** Thursday, August 06, 2015 10:48 PM  
**To:** Paul Georgison  
**Cc:** Amadou Sangare; Sam Sele; Charlotte Haines; Steven Rowe; Mieke VanOosterom; Andrew Benson  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Thanks Paul. If an email is possible, this would be fine with me. I have some suggested edit:

“The National Energy Board’s top priorities are the safety of Canadians and protection of the environment. All of the Board’s safety and environmental compliance and enforcement activities work to support this goal. Your information has been brought to the attention of our Operations Business Unit and their staff will consider it the ~~information you provided to us~~ in the development and implementation of future compliance activities.”

**From:** Paul Georgison  
**Sent:** Thursday, August 6, 2015 5:19 PM  
**To:** Chris Loewen <Chris.Loewen@neb-one.gc.ca>  
**Cc:** Amadou Sangare <Amadou.Sangare@neb-one.gc.ca>; Sam Sele <Sam.Sele@neb-one.gc.ca>; Charlotte Haines <Charlotte.Haines@neb-one.gc.ca>; Steven Rowe <Steven.Rowe@neb-one.gc.ca>; Mieke VanOosterom <Mieke.VanOosterom@neb-one.gc.ca>; Andrew Benson <Andrew.Benson@neb-one.gc.ca>  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Chris – staff have considered this and recommend the following email reply from the Secretary:

\*\*\*\*\*

Dear Ms. Lanteigne:

This email is in response to concerns noted in your 4 August 2015 email regarding operation and maintenance of the Line 9 Pipeline.

The National Energy Board’s top priorities are the safety of Canadians and protection of the environment. All of the Board’s safety and environmental compliance and enforcement activities work to support this goal. NEB staff will consider the information you provided to us in the development and implementation of our compliance programs.

Thank you for bringing these concerns to our attention.

[Secretary sig block]

\*\*\*\*\*

Meanwhile, Amadou will follow up to see whether there’s anything reasonable/practical that can be done to factor these concerns into ongoing NEB compliance oversight work.



Charlotte/Amadou – please edit the pipeline name in the email response if I've got it wrong (is it Line 9 or 9B??). Thanks!

Chris – if you're okay with this, shall you or I forward this on to the Secretary?

PG

---

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom  
**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

---

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM  
**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Tuesday, August 4, 2015 11:45 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

**OF-Fac-Oil-E101-2012-10 05**

**Susan Abuid**

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
**National Energy Board | Office national de l'énergie**  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
Calgary, Alberta T2R 0A8  
Government of Canada | Gouvernement du Canada  
[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
<http://www.neb-one.gc.ca>



**National  
Energy Board**

**Office national  
de l'énergie**

**Pages 481 to 485  
are duplicates**

**Alexander McGrath**

---

**From:** Sam Sele  
**Sent:** Tuesday, August 04, 2015 8:28 PM  
**To:** Paul Georgison; Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Chris van Egmond; Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Regards,  
Sam

**From:** Paul Georgison  
**Sent:** Tuesday, August 04, 2015 2:08 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Chris van Egmond; Sam Sele; Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Steven – bringing you into the loop on this one (Ms. Lanteigne has a similar history of interaction with the NEB as does [REDACTED]).

**From:** Paul Georgison  
**Sent:** August 04, 2015 1:50 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Sam Sele ([Sam.Sele@neb-one.gc.ca](mailto:Sam.Sele@neb-one.gc.ca)); Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

FYI, Sam is unavailable until Thursday.

PG

**From:** Amadou Sangare  
**Sent:** August 04, 2015 12:41 PM  
**To:** Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Thanks

Amadou

**From:** Charlotte Haines  
**Sent:** August-04-15 12:30 PM  
**To:** Amadou Sangare; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Hi Amadou, Iain,

Can you help with a concise technical response to these concerns?

Paul – there is likely an Issues Resolution component to the response, so let us know who is able to help form a response,

Thanks!  
Charlotte

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom  
**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

**From:** Peter Watson  
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**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Tuesday, August 4, 2015 11:45 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

**OF-Fac-Oil-E101-2012-10 05**

**Susan Abuid**

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation

**Pages 488 to 489  
are duplicates**

## Alexander McGrath

---

**From:** Paul Georgison  
**Sent:** Tuesday, August 04, 2015 3:03 PM  
**To:** Mieke VanOosterom  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

FYI – you were in on this thread for the first bit. I'll make sure that Sam or whomever follows up with you if they need any of your history on this . . .

---

**From:** Paul Georgison  
**Sent:** August 04, 2015 2:08 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Chris van Egmond; Sam Sele ([Sam.Sele@neb-one.gc.ca](mailto:Sam.Sele@neb-one.gc.ca)); Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Steven – bringing you into the loop on this one (Ms. Lanteigne has a similar history of interaction with the NEB as does [REDACTED])

---

**From:** Paul Georgison  
**Sent:** August 04, 2015 1:50 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Sam Sele ([Sam.Sele@neb-one.gc.ca](mailto:Sam.Sele@neb-one.gc.ca)); Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

[REDACTED]

FYI, Sam is unavailable until Thursday.

PG

---

**From:** Amadou Sangare  
**Sent:** August 04, 2015 12:41 PM  
**To:** Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

[REDACTED]

Thanks

Amadou

---

**From:** Charlotte Haines  
**Sent:** August-04-15 12:30 PM  
**To:** Amadou Sangare; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Hi Amadou, Iain,

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Paul – there is likely an Issues Resolution component to the response, so let us know who is able to help form a response,

Thanks!  
Charlotte

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom  
**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM  
**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>  
**Sent:** Tuesday, August 4, 2015 11:45 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

**OF-Fac-Oil-E101-2012-10 05**

**Susan Abuid**

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
**National Energy Board | Office national de l'énergie**  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
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[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
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Facsimile | Télécopieur 403-292-5503  
<http://www.neb-one.gc.ca>

**Pages 492 to 499  
are duplicates**



## Alexander McGrath

---

**From:** Jeremy Demytruk  
**Sent:** Monday, August 18, 2014 9:20 AM  
**To:** Wes Elliott  
**Cc:** Chris Loewen; Mieke VanOosterom; Chris Finley; DL Incident Phone & Journey Management; Sheri Young; Alan Pentney; Chris van Egmond  
**Subject:** RE: Call from Louisette Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT

Wes,

Thanks for the note. I am preparing a response to Ms. Lanteigne's emails from last week on this matter and plan to have that out to her today. The response indicates that, among other things, the NEB has determined to its satisfaction that the spill is not from any of our regulated facilities and that we will not be conducting an investigation.

I've also followed up with the MOE on this and confirmed with them that they traced the source of the spill to a storm water outfall upstream of the NEB regulated pipeline crossings.

Thanks,

### **Jeremy Demytruk, B.Sc.**

Environmental Specialist, Environmental Protection

403-299-3101 | telephone / téléphone 403-299-3101

403-605-8923 | cell / cellulaire 403-605-8923

403-292-5503 | facsimile / télécopieur 403-292-5503

[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)

National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8

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Government of Canada | Gouvernement du Canada

---

**From:** Wes Elliott  
**Sent:** August 18, 2014 9:13 AM  
**To:** Jeremy Demytruk; Sheri Young  
**Cc:** Chris Loewen; Mieke VanOosterom; Chris Finley; DL Incident Phone & Journey Management  
**Subject:** Call from Louisette Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT

Sherri and Jeremy

Last night I received a call on the NEB Incident Phone, I don't believe this is a reportable incident that would be entered into PID but I would like to capture/record the details of the call. Can you advise if either of you have created a file or record from previous dealings with this caller? If so, I will link this email to that record.

### **Call Details**

Caller indicated she had witnessed a spill on the Humber River (near Albion Road in Etobicoke, ON) on June 1<sup>st</sup>, 2014. As a result she contacted the Ontario MOE and phoned 911. The Fire Department –Hazmat responded and advised her that it was a Level II Hazmat and the product originated from a sewer in the area. Last week, she determined neither the Fire Department, Police or MOE had contacted the NEB about this incident. As a result, she indicated she contacted the NEB and spoke with Sheri Young and Jeremy Demytruk regarding her observations on June 1<sup>st</sup>.

Yesterday, the caller indicated that she returned to the location at the Humber River. The water level had receded, she dug small holes at the river's edge and took samples of the water that flowed back into the holes. She indicated that the water smells like Varsol. She further indicated that the liquid in the samples has separated and there is a Varsol type liquid above the water.

The caller indicated that she was going to call the MOE in Ontario as she wanted these samples analyzed. She is aware there are several pipelines in the area and wanted to ensure the NEB is aware of her findings. Her phone number 519-885-7619.

Wes

Wes Elliott  
Security Management Specialist  
National Energy Board  
517 Tenth Ave SW, Calgary, AB T2R 0A8  
Office: 403-299-3735, Mobile: 403-473-4740 [wes.elliott@neb-one.gc.ca](mailto:wes.elliott@neb-one.gc.ca)

This e-mail and any attached documents are intended only for the named person(s). This message may contain information that is confidential or otherwise protected from disclosure and it must not be disclosed, copied, forwarded or distributed without authorization. If you are not the intended recipient or have received this e-mail in error, please notify the sender immediately and delete this e-mail. Thank you.

## Alexander McGrath

---

**From:** Jeremy Demytruk  
**Sent:** Monday, August 18, 2014 11:34 AM  
**To:** Chris van Egmond; Mieke VanOosterom; Chris Finley; Chris Loewen; Rebecca Taylor; Paul Georgison; Sylvia Marion  
**Cc:** Alan Pentney; Anne-Marie Erickson; Anna DeCarlo; Wes Elliott; Scott Pepper  
**Subject:** FW: 31 May 2014 Humber River Chemical Spill  
**Attachments:** Humber River Spill diagram.png

FYI-

Jeremy

---

**From:** Jeremy Demytruk  
**Sent:** August 18, 2014 11:31 AM  
**To:** 'butterflybluelu@rogers.com'; [REDACTED]  
**Cc:** Secretary; Alan Pentney  
**Subject:** 31 May 2014 Humber River Chemical Spill

Ms. Lanteigne [REDACTED]

Thank you both for your recent correspondence.

The National Energy Board's (Board) top priorities are the safety and security of people, and the protection of the environment and property. Consistent with these priorities, many of the regulations created under the *National Energy Board Act* and the *Canada Oil and Gas Operations Act* (or *Oil and Gas Operations Act*) contain requirements for the reporting of pipeline-related events such as incidents, accidents, serious injuries, and unauthorized activities. In the interest of protecting the public and the environment, as well as identifying trends, the Board reviews all reported events.

Accordingly, it is the Board's expectation that each company take a precautionary approach to the reporting of events. This means that even if there is some doubt as to whether an event should be reported, the company must report the event. In other words, companies should adopt a "when in doubt, report" approach. This approach to event reporting is consistent with NEB-regulated companies' responsibility for anticipating, preventing, mitigating and managing incidents of any size or duration. On 31 July 2014, the Board published the National Energy Board Draft Event Reporting Guidelines (Guidelines) which communicated this expectation to all companies under its jurisdiction. Additional details on NEB expectations regarding event reporting can be found within the draft Guidelines at the following location;

<http://www.neb-one.gc.ca/clf-nsi/rpblctn/ctsndrgltn/rrggnmgpnb/rprtnggdlns/rprtnggdlns-eng.html#s1>

From the standpoint of compliance, Section 52 of the OPR requires companies to notify the Board of all incidents relating to the construction, operation, or abandonment of their pipelines. Further, the OPR requires companies to liaise with agencies that may be involved in an emergency situation and to have a continuing education program for the police, fire departments, medical facilities, other appropriate organizations and agencies and the public residing adjacent to the pipeline to inform them of the location of the pipeline, potential emergency situations and the safety

procedures to be followed in case of an emergency. The NEB conducts compliance verification activities including audits, inspections and emergency response exercises to verify compliance with OPR requirements. If a non-compliance is discovered the NEB will enforce regulatory requirements in order to obtain compliance, deter future non-compliance, and prevent harm by using the most appropriate tool or tools available. Additional details on our compliance and enforcement actions can be found [here](http://www.neb-one.gc.ca/clf-nsi/rsftyndthnvrnmnt/prtctngcndnnvrnmnt/mntrngnfrcmnt-eng.html);

<http://www.neb-one.gc.ca/clf-nsi/rsftyndthnvrnmnt/prtctngcndnnvrnmnt/mntrngnfrcmnt-eng.html>

In the last five years, there have been no reported releases of liquid hydrocarbons (ie. oil) near the Humber River originating from NEB-regulated pipelines. Further, the NEB is not aware of any incidents on NEB-regulated pipelines in this area that should have been reported and yet were not. In particular, the NEB has followed up with Trans-Northern Pipeline Inc. and confirmed that their integrity dig near the Humber River was completed in accordance with their integrity management program and that no evidence of contamination was discovered during the excavation.

Regarding the 31 May 2014 chemical spill into the Humber River and my 12 August 2014 discussion with Ms. Lanteigne on the matter, I would like to clarify any misunderstanding as to the NEB being notified of the event. After looking into the matter further, I've discovered the NEB was in fact notified by the Transportation Safety Board, who in turn had been notified by a member of the public. The NEB then contacted the Duty Officer at the Ontario Emergency Management Office, who is in contact with the Ontario Ministry of the Environment Spills Action Centre, and determined that this spill was not reportable to the NEB as the source was not from an NEB-regulated facility. Further, I have personally followed up with the Ontario Ministry of the Environment whose investigation traced the source of the spill to a storm water outfall upstream of the NEB regulated pipeline crossings. I have included a map which shows this location relative to the NEB regulated pipelines. The NEB has determined to its satisfaction that the spill was not from our regulated facilities and therefore will not be conducting an investigation.

If you have any additional questions please let me know.

Regards,

**Jeremy Demytruk, B.Sc.**

Environmental Specialist, Environmental Protection

403-299-3101 | telephone / téléphone 403-299-3101

403-605-8923 | cell / cellulaire 403-605-8923

403-292-5503 | facsimile / télécopieur 403-292-5503

[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)

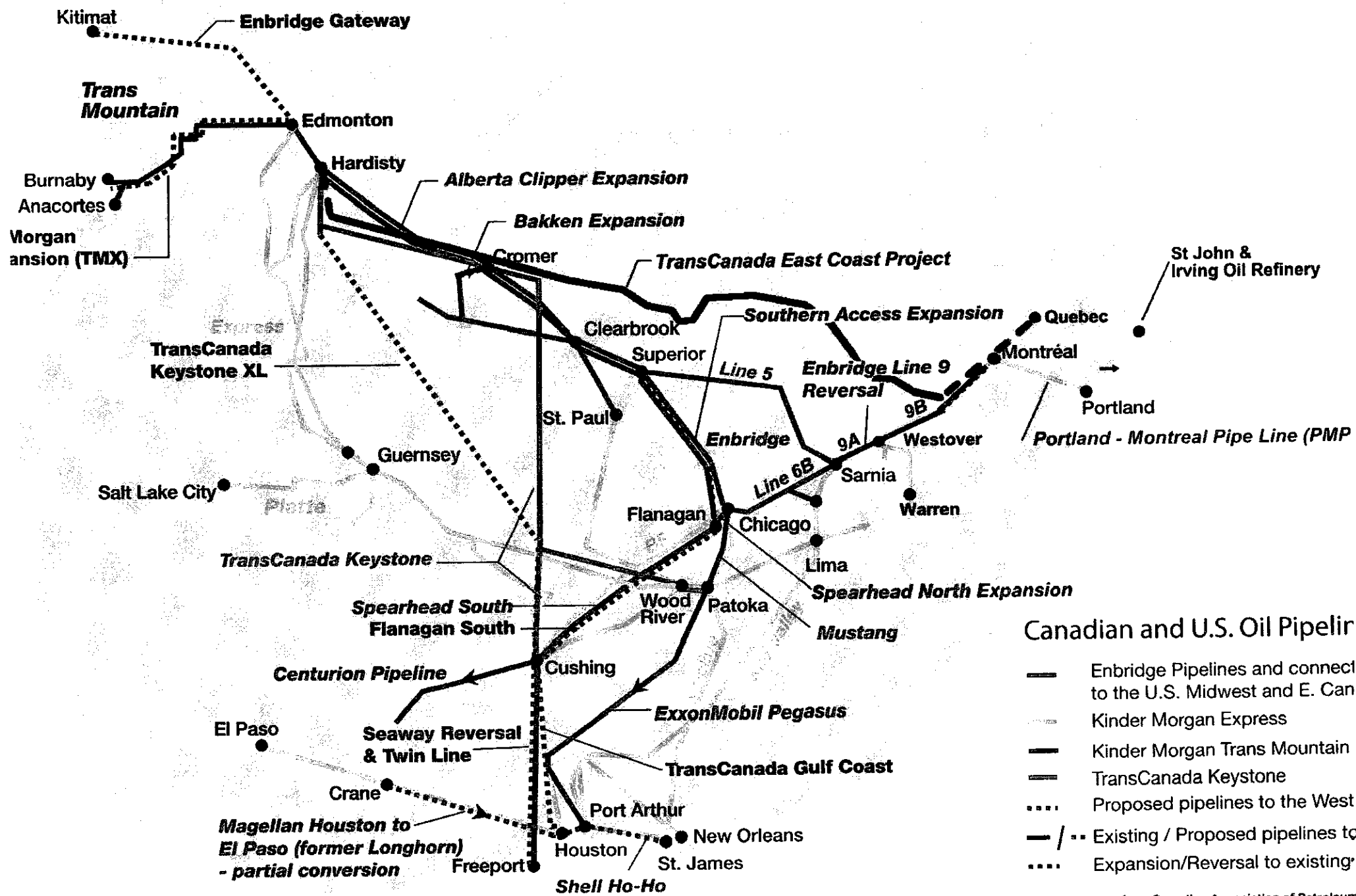
National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8

Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8

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**Page 504**  
**is not relevant**

**Pages 505 to 515  
are duplicates**



### Canadian and U.S. Oil Pipelines

- Enbridge Pipelines and connect to the U.S. Midwest and E. Can
- Kinder Morgan Express
- Kinder Morgan Trans Mountain
- TransCanada Keystone
- .... Proposed pipelines to the West
- / .. Existing / Proposed pipelines to
- .... Expansion/Reversal to existing

Sources: Map from Canadian Association of Petroleum Producers  
 TransCanada (A0011555\_89-000516)  
 Assembled for

**Pages 517 to 526  
are duplicates**



## Charlotte Haines

---

**From:** Iain Colquhoun  
**Sent:** August 11, 2015 8:24 AM  
**To:** Amadou Sangare; Parvez Khan; Katherine L. Murphy - Communications  
**Cc:** Chris van Egmond; Charlotte Haines  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

This person would be someone we would particularly want to follow up on once we've carried out the promised compliance activities.

Iain

---

**From:** Amadou Sangare  
**Sent:** August-10-15 3:54 PM  
**To:** Parvez Khan; Katherine L. Murphy - Communications; Iain Colquhoun  
**Cc:** Chris van Egmond; Charlotte Haines  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

FYI

Amadou

---

**From:** Chris Loewen  
**Sent:** August-10-15 3:21 PM  
**To:** Paul Georgison  
**Cc:** Sam Sele; Amadou Sangare  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

FYI

Sent from my BlackBerry 10 smartphone on the Rogers network.

---

**From:** Erin Dutcher [mailto:[Erin.Dutcher@neb-one.gc.ca](mailto:Erin.Dutcher@neb-one.gc.ca)]  
**Sent:** Monday, August 10, 2015 1:29 PM  
**To:** Chris Loewen  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

FYI

---

**From:** butterflybluelu [mailto:[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)]  
**Sent:** Monday, August 10, 2015 10:48 AM  
**To:** Erin Dutcher  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Thanks for your response. It is a relief to be able to pass along their concerns. Better safe than sorry.

Thanks for the help!

Louissette

Sent from my Samsung device

----- Original message -----

From: Erin Dutcher <[Erin.Dutcher@neb-one.gc.ca](mailto:Erin.Dutcher@neb-one.gc.ca)>  
Date: 08-10-2015 11:11 AM (GMT-05:00)  
To: [butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)  
Cc: Chris Loewen <[Chris.Loewen@neb-one.gc.ca](mailto:Chris.Loewen@neb-one.gc.ca)>  
Subject: RE: Concerns for valve placement near Shelter Valley.

Dear Ms. Lanteigne:

This email is in response to concerns noted in your 4 August 2015 email regarding operation and maintenance of the Line 9 Pipeline.

The National Energy Board's top priorities are the safety of Canadians and protection of the environment. All of the Board's safety and environmental compliance and enforcement activities work to support this goal. Your information has been brought to the attention of our Operations Business Unit, and its staff will consider it in the implementation of future compliance activities.

Thank you for bringing these concerns to our attention.

Erin J. Dutcher  
Acting Secretary of the Board | Secrétaire de l'Office par intérim  
403-221-3496 | telephone / téléphone | 1-800-899-1265  
403-292-5503 | facsimile / télécopieur | 1-877-288-8803  
[erin.dutcher@neb-one.gc.ca](mailto:erin.dutcher@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW Calgary, AB T2R 0X8  
Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0X8  
Government of Canada | Gouvernement du Canada

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**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Tuesday, August 04, 2015 11:15 AM  
**To:** Secretary; Securitas; NSCI [ECSN@rcmp-grc.gc.ca](mailto:ECSN@rcmp-grc.gc.ca); Tom Mulcair; Elizabeth May; [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); MPP Catherine Fife (Kitchener-Waterloo); DionStéphane [NCR]; Francis Scarpaleggia; MP Peter Braid (Kitchener-Waterloo);

**Subject:** Concerns for valve placement near Shelter Valley.

Hello

My name is Louise Lanteigne. I was a delegate at the Line 9 hearings and I've been published in news reports since regarding my concerns of valve placements along tributaries. Someone wrote an email to me. They didn't leave a name so I'm thinking they may want their ID hidden. I understand technically the concern is third party hearsay because I have no ability to personally validate this concern or to provide you with further details. Either way here is what this person wrote to me and I'd like someone to check up on this because it flags a risk.

*Found out last week that the new valve station installation on Pipeline Road (north of Grafton, ON - go north of 401 at exit 487 on Cty Rd 23 to Pipeline Rd.). Proceed East for ~ 0.5 km, located on the south side, near the edge of a field) has regularly been flooding whenever it rained. They installed a lot of rip rap/gravel fill and no less than 3 culverts to redirect the water.*

*A creek is nearby (Shelter Valley Creek, which flows into Lake Ontario); this new valve is north/east of the creek, but there does not appear to be a valve/station anywhere on the west/south of this creek, that is visible, anyway.*

*It will be interesting to see how the redirection will affect the worked land around it.*

*Another example of "well engineered"?*

*What would have happened if they had gotten LTO in June as expected, and the electronics of the valve were shorted out, etc.?*

That is all this person sent to me. No name or anything I can relay.

I also visited my parents this past week in Trenton Ontario where Line 9 crosses their Hydro corridor. A retired engineer who wishes to remain nameless brought me to the shoreline where Line 9 crosses the Trent River. Big signs were posted along the shore saying boaters should not drop anchors at this location where the pipeline crosses the river. I was taken back at the thought the pipe would be that shallow that a simple anchor could pose such a risk but signs don't lie. This person brought me to the east side of the river where the line leads to a little shed like building. He told me how he came to the sight and observed workers from Alberta attaching a new pipe onto an existing pipe and the two sizes of pipe were different. He knew the guys were from Alberta because he spoke with them. The way they filled the gap between the two sizes of pipe included the application of a spray foam insulation-like material and he was very worried this work was not up to code and that it would not withstand fluids running in the line.

I personally know this man very well but he is afraid to go public for fear of professional backlash. He is in his 80's and is not comfortable with reporting the issue online. He is not computer savvy. I did speak with him directly but I can't get him beyond the fear factor to contact authorities so the best I can do about this is to share the concerns in good faith so they can be investigated.

People know things about this line and are scared to speak up. This flags in my view, a danger that exists within the industry. Why are these engineers so scared to speak? They see me as a safe person to talk to. Why don't they see you in the same light? This isn't right. I pray you will look into the concerns.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

**Pages 531 to 534  
are duplicates**

## Charlotte Haines

---

**From:** Chris Loewen  
**Sent:** August 05, 2015 8:56 PM  
**To:** Paul Georgison; Iain Colquhoun; Chris van Egmond; Amadou Sangare; Charlotte Haines; Steven Rowe  
**Cc:** Sam Sele  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Thanks.

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Paul Georgison  
**Sent:** Wednesday, August 5, 2015 8:55 PM  
**To:** Chris Loewen; Iain Colquhoun; Chris van Egmond; Amadou Sangare; Charlotte Haines; Steven Rowe  
**Cc:** Sam Sele  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Sam will follow up with Amadou tomorrow (with advice duly accounted for), once he's back in the office. I'll give you an update afterwards

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Chris Loewen  
**Sent:** Wednesday, August 5, 2015 8:08 PM  
**To:** Iain Colquhoun; Chris van Egmond; Paul Georgison; Amadou Sangare; Charlotte Haines; Steven Rowe  
**Cc:** Sam Sele  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Any update on this?

21(1)(a)

21(1)(b)

**From:** Iain Colquhoun  
**Sent:** August 04, 2015 8:55 PM  
**To:** Chris van Egmond; Paul Georgison; Amadou Sangare; Charlotte Haines; Steven Rowe  
**Cc:** Sam Sele; Chris Loewen  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Chris van Egmond  
**Sent:** Tuesday, August 4, 2015 8:50 PM  
**To:** Paul Georgison; Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Sam Sele; Chris Loewen  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

Chris

19(1)

Sent from my BlackBerry 10 smartphone on the Rogers network.

21(1)(a)

**From:** Paul Georgison

21(1)(b)

**Sent:** Tuesday, August 4, 2015 2:08 PM

**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe

**Cc:** Chris van Egmond; Sam Sele; Chris Loewen

**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Steven – bringing you into the loop on this one (Ms. Lanteigne has a similar history of interaction with the NEB as does [REDACTED])

**From:** Paul Georgison

**Sent:** August 04, 2015 1:50 PM

**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun

**Cc:** Chris van Egmond; Sam Sele ([Sam.Sele@neb-one.gc.ca](mailto:Sam.Sele@neb-one.gc.ca)); Chris Loewen

**Subject:** RE: Concerns for valve placement near Shelter Valley.

FYI, Sam is unavailable until Thursday.

PG

**From:** Amadou Sangare

**Sent:** August 04, 2015 12:41 PM

**To:** Charlotte Haines; Iain Colquhoun

**Cc:** Chris van Egmond; Paul Georgison

**Subject:** RE: Concerns for valve placement near Shelter Valley.

Thanks

Amadou

**From:** Charlotte Haines

**Sent:** August-04-15 12:30 PM

**To:** Amadou Sangare; Iain Colquhoun

**Cc:** Chris van Egmond; Paul Georgison

**Subject:** FW: Concerns for valve placement near Shelter Valley.

Hi Amadou, Iain,

Can you help with a concise technical response to these concerns?

Paul – there is likely an Issues Resolution component to the response, so let us know who is able to help form a response,

Thanks!  
Charlotte

21(1)(a)

21(1)(b)

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom  
**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM  
**To:** Sandy Lapointe; Chris Loewen  
**Subject:** Fw: Concerns for valve placement near Shelter Valley.

Should we have someone follow up and inspect when they are in the area?

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Secretary [Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)  
**Sent:** Tuesday, August 4, 2015 11:45 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Data Management and Analysis; DL Operations Compliance Officers  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

**OF-Fac-Oil-E101-2012-10 05**

**Susan Abuid**

Classifier Information Management and Technology  
Enterprise Business Services | Services d'affaires de l'organisation  
**National Energy Board | Office national de l'énergie**  
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Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
<http://www.neb-one.gc.ca>



**National  
Energy Board**

**Office national  
de l'énergie**



**From:** Louise Lanteigne [mailto:butterflyblue@rogers.com]

**Sent:** Tuesday, August 04, 2015 11:15 AM

**To:** Secretary; Securtas; NSCI ECSN@rcmp-grc.gc.ca; Tom Mulcair; Elizabeth May; justin.trudeau@pari.gc.ca; MPP Catherine Fife (Kitchener-Waterloo); Dion St-Onge [NCR]; Francis Scarpaleggia; MP Peter Braide (Kitchener-Waterloo); MPP Daiene Vernile; Andrea Horwath; premier@ontario.ca; minister.moe@ontario.ca

**Subject:** Concerns for valve placement near Shelter Valley.

Hello

My name is Louise Lanteigne. I was a delegate at the Line 9 hearings and I've been published in news reports since regarding my concerns of valve placements along tributaries. Someone wrote an email to me. They didn't leave a name so I'm thinking they may want their ID hidden. I understand technically the concern is third party hearsay because I have no ability to personally validate this concern or to provide you with further details. Either way here is what this person wrote to me and I'd like someone to check up on this because it flags a risk.

*Found out last week that the new valve station installation on Pipeline Road (north of Grafton, ON - go north of 401 at exit 487 on Cty Rd 23 to Pipeline Rd.). Proceed East for ~ 0.5 km, located on the south side, near the edge of a field) has regularly been flooding whenever it rained. They installed a lot of rip rap/gravel fill and no less than 3 culverts to redirect the water.*

*A creek is nearby (Shelter Valley Creek, which flows into Lake Ontario); this new valve is north/east of the creek, but there does not appear to be a valve/station anywhere on the west/south of this creek, that is visible, anyway.*

*It will be interesting to see how the redirection will affect the worked land around it.*

*Another example of "well engineered"?*

*What would have happened if they had gotten LTO in June as expected, and the electronics of the valve were shorted out, etc.?*

That is all this person sent to me. No name or anything I can relay.

I also visited my parents this past week in Trenton Ontario where Line 9 crosses their Hydro corridor. A retired engineer who wishes to remain nameless brought me to the shoreline where Line 9 crosses the Trent River. Big signs were posted along the shore saying boaters should not drop anchors at this location where the pipeline crosses the river. I was taken back at the thought the pipe would be that shallow that a simple anchor could pose such a risk but signs don't lie. This person brought me to the east side of the river where the line leads to a little shed like building. He told me how he came to the sight and observed workers from Alberta attaching a new pipe onto an existing pipe and the two sizes of pipe were different. He knew the guys were from Alberta because he spoke with them. The way they filled the gap between the two sizes of pipe included the application of a spray foam insulation-like material and he was very worried this work was not up to code and that it would not withstand fluids running in the line.

I personally know this man very well but he is afraid to go public for fear of professional backlash. He is in his 80's and is not comfortable with reporting the issue online. He is not computer savvy. I did speak with him directly but I can't get him beyond the fear factor to contact authorities so the best I can do about this is to share the concerns in good faith so they can be investigated.

People know things about this line and are scared to speak up. This flags in my view, a danger that exists within the industry. Why are these engineers so scared to speak? They see me as a safe person to talk to. Why don't they see you in the same light? This isn't right. I pray you will look into the concerns.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

**Charlotte Haines**

---

**From:** Chris Loewen  
**Sent:** August 04, 2015 10:27 PM  
**To:** Chris van Egmond; Paul Georgison; Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Sam Sele  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

I share your concern ( [REDACTED] )  
[REDACTED]

Charlotte/Paul – [REDACTED]

C

**From:** Chris van Egmond  
**Sent:** Tuesday, August 4, 2015 8:51 PM  
**To:** Paul Georgison <Paul.Georgison@neb-one.gc.ca>; Amadou Sangare <Amadou.Sangare@neb-one.gc.ca>; Charlotte Haines <Charlotte.Haines@neb-one.gc.ca>; Iain Colquhoun <Iain.Colquhoun@neb-one.gc.ca>; Steven Rowe <Steven.Rowe@neb-one.gc.ca>  
**Cc:** Sam Sele <Sam.Sele@neb-one.gc.ca>; Chris Loewen <Chris.Loewen@neb-one.gc.ca>  
**Subject:** Re: Concerns for valve placement near Shelter Valley.

[REDACTED]

Chris

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Paul Georgison  
**Sent:** Tuesday, August 4, 2015 2:08 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Chris van Egmond; Sam Sele; Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Steven – bringing you into the loop on this one (Ms. Lanteigne has a similar history of interaction with the NEB as does [REDACTED])

**From:** Paul Georgison  
**Sent:** August 04, 2015 1:50 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Sam Sele ([Sam.Sele@neb-one.gc.ca](mailto:Sam.Sele@neb-one.gc.ca)); Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

[REDACTED]

FYI, Sam is unavailable until Thursday.

PG

21(1)(a)

21(1)(b)

**From:** Amadou Sangare  
**Sent:** August 04, 2015 12:41 PM  
**To:** Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

[REDACTED]

Thanks

Amadou

**From:** Charlotte Haines  
**Sent:** August-04-15 12:30 PM  
**To:** Amadou Sangare; Iain Colquhoun  
**Cc:** Chris van Egmond; Paul Georgison  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Hi Amadou, Iain,

Can you help with a concise technical response to these concerns? [REDACTED]

[REDACTED]

Paul – there is likely an Issues Resolution component to the response, so let us know who is able to help form a response,

Thanks!  
Charlotte

**From:** Chris Loewen  
**Sent:** August 04, 2015 12:16 PM  
**To:** Charlotte Haines; Paul Georgison; Mieke VanOosterom  
**Cc:** Amadou Sangare; Iain Colquhoun  
**Subject:** FW: Concerns for valve placement near Shelter Valley.

Charlotte/Paul – can you have someone take a look at the concerns raised below and advise on how to respond?

Mieke – FYI as I seem to recall that Ms. Lanteigne has sent correspondence to your team previously.

Thanks,  
C

**From:** Peter Watson  
**Sent:** August 04, 2015 11:52 AM


**Pages 542 to 557  
are duplicates**

## Charlotte Haines

---

**From:** Adrian Luhowy  
**Sent:** April 30, 2015 9:55 AM  
**To:** Chris van Egmond; Chris Finley  
**Cc:** Amadou Sangare; Charlotte Haines; Thushanthi Senadheera; Megan Douglas  
**Subject:** RE: Enbridge Line 9 Risks noted by pipeline expert 21(1)(a)  
21(1)(b)

I got it already. Ms. Lanteigne is one of our regular contributors.



---

**From:** Chris van Egmond  
**Sent:** Thursday, April 30, 2015 9:52 AM  
**To:** Chris Finley; Adrian Luhowy  
**Cc:** Amadou Sangare; Charlotte Haines; Thushanthi Senadheera; Megan Douglas  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

Nope, I haven't seen this one. Thanks for passing it on.

---

**From:** Chris Finley  
**Sent:** April 30, 2015 9:02 AM  
**To:** Chris van Egmond; Charlotte Haines; Thushanthi Senadheera; Megan Douglas  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

Hi, assume you folks get this... CF

---

**From:** Secretary  
**Sent:** April 30, 2015 8:47 AM  
**To:** Efile Pipeline Matters - Enbridge; DL Douglas Channel LNG PWG  
**Subject:** FW: Enbridge Line 9 Risks noted by pipeline expert

OF-Fac-Oil-E101-2012-10 05

### **Susan Abuid**

Records Classifier | Classificateur de dossiers  
Information Management and Technology | Gestion de l'information et de la technologie  
Enterprise Business Services | Services d'affaires de l'organisation  
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National Energy Board | Office national de l'énergie  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
Government of Canada | Gouvernement du Canada  
<http://www.neb-one.gc.ca>

**Pages 559 to 560  
are duplicates**

**Pages 561 to 576  
are not relevant**



**Pages 577 to 591  
are duplicates**

## Alexander McGrath

---

**From:** Amadou Sangare  
**Sent:** Thursday, August 06, 2015 1:27 PM  
**To:** Sam Sele; Charlotte Haines  
**Cc:** Steven Rowe  
**Subject:** RE: Concerns for valve placement near Shelter Valley.



Recent  
correspondence...

Here is the file with references.

Amadou

---

**From:** Amadou Sangare  
**Sent:** August-06-15 1:23 PM  
**To:** Sam Sele; Charlotte Haines  
**Cc:** Steven Rowe  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi All,

For your information, these are

No	Received Date	Reference Number	Lang.	Description/Subject	Issues & Reference to Conditions	Status / Re (Following up)
1.	10-07-2015		EN	From Louise Lantaigne to the Prime Minister and other MPs	To express her concerns regarding the Board decisions on Line 9B valve placement (Condition 16 and 18) and hydrotesting.	The message is not primarily sent to the Board. Not responded yet
2.	21-07-2015		EN	From Louise Lantaigne to the Prime Minister, several MPs, etc.	To notify her documents named "Line 9: Insufficient planning leaves significant risks"	The message is not primarily sent to the Board. Not responded yet

3.	04-08-2015		EN	From Louise Lanteigne to the Prime Minister, several MPs, other provincial leaders, etc.	To express her concerns regarding Line 9 valve placement near Shelter Valley and a completed repair on the Line.	The message is not primarily sent to the Board. Not responded yet
----	------------	--	----	--	--	--

Thanks

Amadou

-----Original Appointment-----

**From:** Sam Sele

**Sent:** August-06-15 1:15 PM

**To:** Sam Sele; Amadou Sangare; Charlotte Haines

**Cc:** Steven Rowe

**Subject:** Concerns for valve placement near Shelter Valley.

**When:** August-06-15 3:00 PM-4:00 PM (UTC-07:00) Mountain Time (US & Canada).

**Where:** Room 5204-C10 (This room is a Video Conference Priority Room and meeting may be asked to be moved if video conferencing facilities are required.)

---

**From:** Amadou Sangare

**Sent:** Thursday, August 06, 2015 12:40 PM

**To:** Sam Sele

**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Sam,

I was in a training. Will be here today until about 4PM.

Thanks

Amadou

---

**From:** Sam Sele

**Sent:** August-06-15 10:47 AM

**To:** Amadou Sangare

**Cc:** Paul Georgison

**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Amadou – are you available to meet today regarding this matter? Let me know when you are available to meet today.

Regards,

**Samuel Sele, B.Sc, M.Sc,**

**Pages 594 to 622  
are duplicates**

**Alexander McGrath**

---

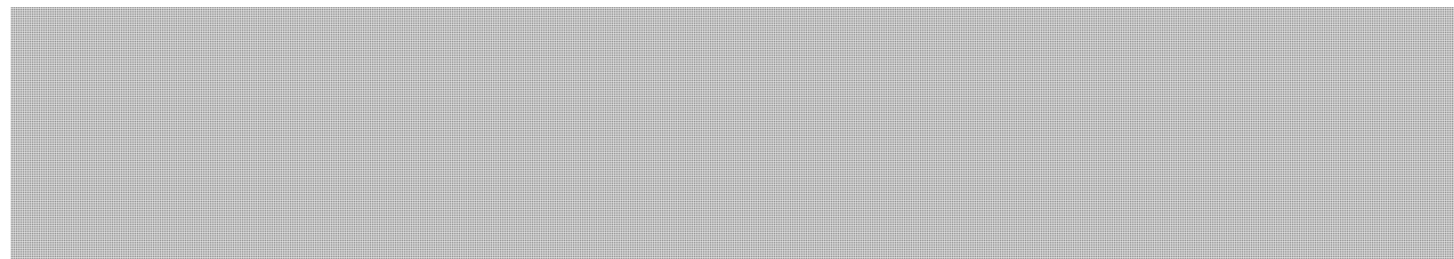
**From:** Chris Loewen  
**Sent:** Tuesday, August 04, 2015 10:27 PM  
**To:** Chris van Egmond; Paul Georgison; Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Sam Sele  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

I share your concern on using too much time chasing this down. I also agree that the use of Foam must have had an alternative purpose from what she is implying.

Charlotte/Paul – I don't expect that too much time should be invested in this unless something "stands out".

C

**From:** Chris van Egmond  
**Sent:** Tuesday, August 4, 2015 8:51 PM  
**To:** Paul Georgison <Paul.Georgison@neb-one.gc.ca>; Amadou Sangare <Amadou.Sangare@neb-one.gc.ca>; Charlotte Haines <Charlotte.Haines@neb-one.gc.ca>; Iain Colquhoun <Iain.Colquhoun@neb-one.gc.ca>; Steven Rowe <Steven.Rowe@neb-one.gc.ca>  
**Cc:** Sam Sele <Sam.Sele@neb-one.gc.ca>; Chris Loewen <Chris.Loewen@neb-one.gc.ca>  
**Subject:** Re: Concerns for valve placement near Shelter Valley.



Chris

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Paul Georgison  
**Sent:** Tuesday, August 4, 2015 2:08 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun; Steven Rowe  
**Cc:** Chris van Egmond; Sam Sele; Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

Hi Steven – bringing you into the loop on this one (Ms. Lanteigne has a similar history of interaction with the NEB as does [REDACTED]).

**From:** Paul Georgison  
**Sent:** August 04, 2015 1:50 PM  
**To:** Amadou Sangare; Charlotte Haines; Iain Colquhoun  
**Cc:** Chris van Egmond; Sam Sele ([Sam.Sele@neb-one.gc.ca](mailto:Sam.Sele@neb-one.gc.ca)); Chris Loewen  
**Subject:** RE: Concerns for valve placement near Shelter Valley.

**Pages 624 to 641  
are duplicates**

## Alexander McGrath

---

**From:** Amadou Sangare  
**Sent:** Thursday, June 04, 2015 11:05 AM  
**To:** Sam Sele  
**Subject:** FW: Budget attacks Crown Consultations

Amadou

---

**From:** Secretary  
**Sent:** June-04-15 9:04 AM  
**To:** Efile Pipeline Matters - Enbridge  
**Subject:** FW: Budget attacks Crown Consultations

OF-Fac-Oil-E101-2012-10 05

### **Susan Abuid**

Records Classifier | Classificateur de dossiers  
Information Management and Technology | Gestion de l'information et de la technologie  
Enterprise Business Services | Services d'affaires de l'organisation  
[susan.abuid@neb-one.gc.ca](mailto:susan.abuid@neb-one.gc.ca)  
**National Energy Board | Office national de l'énergie**  
517 10<sup>th</sup> Ave SW | 517, Dixième Avenue S.-O.  
Telephone | Téléphone 403-608-7541  
Facsimile | Télécopieur 403-292-5503  
Government of Canada | Gouvernement du Canada  
<http://www.neb-one.gc.ca>



**National  
Energy Board**

**Office national  
de l'énergie**

---

**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Thursday, June 04, 2015 7:59 AM  
**To:** MPP Catherine Fife (Kitchener-Waterloo); [peter.braid.c1@parl.gc.ca](mailto:peter.braid.c1@parl.gc.ca); [ceo@fcm.ca](mailto:ceo@fcm.ca); Secretary  
**Subject:** Budget attacks Crown Consultations

----- Forwarded Message -----

**From:** Louisette Lanteigne <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**To:** Prime Minister/Premier Ministre <[pm@pm.gc.ca](mailto:pm@pm.gc.ca)>; Tom Mulcair <[thomas.mulcair@parl.gc.ca](mailto:thomas.mulcair@parl.gc.ca)>;  
"Justin Trudeau" <[justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca)>; Elizabeth May <[elizabeth.may@parl.gc.ca](mailto:elizabeth.may@parl.gc.ca)>; Dion Stéphane  
[NCR] <[stephane.dion@parl.gc.ca](mailto:stephane.dion@parl.gc.ca)>; "Francis Scarpaleggia" <[francis.scarpaleggia@parl.gc.ca](mailto:francis.scarpaleggia@parl.gc.ca)>;  
"Leona Aglukkaq" <[leona.aglukkaq@parl.gc.ca](mailto:leona.aglukkaq@parl.gc.ca)>; "Minister Moe" <[minister.moe@ontario.ca](mailto:minister.moe@ontario.ca)>;  
"Kwinnne MPP" <[kwynne.mpp@liberal.ola.org](mailto:kwynne.mpp@liberal.ola.org)>; "Bernard Valcourt" <[Bernard.Valcourt@parl.gc.ca](mailto:Bernard.Valcourt@parl.gc.ca)>;  
"Premier" <[premier@ontario.ca](mailto:premier@ontario.ca)>; "Reception" <[reception@archottawa.ca](mailto:reception@archottawa.ca)>

<reception@archottawa.ca>; Gg Info <info@gg.ca>

Sent: Thursday, June 4, 2015 9:15 AM

Subject: Budget attacks Crown Consultations

Dear Ministers

While my heart is still trying to process the overwhelming tragic events regarding Truth and Reconciliation Commission, I wake up today to find that the Federal government is using the Federal Budget to offload duty to Consult with First Nations onto mining companies!

<https://ricochet.media/en/464/federal-budget-could-mark-end-of-duty-to-consult-with-first-nations>

This news in my view is an act of **TERRORISM** on the hearts and minds of Indigenous people across Canada! There is no question about the timing of this. This government has no plausible deniability on this gross mental attack and judicial attack on the Indigenous peoples.

At this time, when First Nations, Innu and Metis are struggling to digest the magnitude of the travesties that took place with the Truth and Reconciliation report, I fear the release of this news alone may be enough to push people beyond despair into suicide but on the same not it leaves us no choice but share this news in order to stop this outrageous travesty of justice to help defend our Treaty and Charter rights and the rights of our children for generations to come!

Mr. Harper already corrupted the NEB process by giving elected officials veto power over NEB decisions. Now he is corrupting duty to consult by way of enshrining systematic bias! This is absolutely corrupt. It perverts justice, it perverts natural law and the objectivity of the process. All this is implemented without any reasonable consultation with First Nations!

## **Crimes Against Humanity and War Crimes Act**

### **S.C. 2000, c. 24**

- **4.** (1) Every person is guilty of an indictable offence who commits
  - (a) genocide;
  - (b) a crime against humanity; or
  - (c) a war crime.
- Marginal note: Conspiracy, attempt, etc.

(1.1) Every person who conspires or attempts to commit, is an accessory after the fact in relation to, or counsels in relation to, an offence referred to in subsection (1) is guilty of an indictable offence.

I implore this government to remove Harper now. What he has done, and what he continues to do to Canada's First Nation's community is in my view, unlawful, unjust and unreasonable.

Lack of crown consent, failure to ratify international policies, lack of funding to assure clean water and healthy food for First Nation's people and systematic racism against First Nation's continues. This Budget is another attack, yet again to victimize, to dehumanize and destroy First Nation's communities.

Mr. Harper must be removed.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2



# Federal budget could mark end of duty to consult with First Nations

Consultation dollars will now flow through mining corporations

Tens of millions in dollars for consultation processes on Aboriginal lands made it into the recently tabled federal budget, but not for First Nations. The Supreme Court of Canada has said that the Crown must consult and accommodate First Nations when development threatens to infringe their rights. But Canada and the provinces have begun to offload that duty onto mining companies who seek to prospect on Aboriginal lands. Largely ignored in analyses of the federal budget is a new way of financing consultation with Indigenous communities at early stages of mineral exploration and mine development. Consultation will now be funded through mining tax credits that can be “flowed through” to investors to fund exploration and development activities.

Tax breaks assist firms to attract venture capital into the exploration industry in the face of assertions of Indigenous jurisdiction to lands and resources. There is no equivalent financing mechanism to transfer government revenues or lower costs to Indigenous groups who engage in consultation activities or who are impacted by resource development.

In fact, the Department of Aboriginal Affairs and Northern Development cut project funding in 2013-2014 to core operational capacity for First Nations organizations and tribal councils, which affected consultation and policy development budgets.

So while First Nations have been crippled in their capacity to respond to development activities on their lands, the public is now subsidizing industry’s ability to negotiate with First Nations.

The federal government promises to consult industry stakeholders about the appropriate contours of what constitutes a “consultation cost.”

But leaving this determination up to industry and the federal government carries significant concerns. While consultation costs may include relatively benign practices like public hearings and interpreters, it could also veer quickly into greyer areas, for example, gifting new band council offices. In that case, Canada would be financing infrastructure on reserves through subsidies to corporations, rather than directly allocating funds to bands to self-govern.

Most poignantly, these publicly subsidized consultation costs raise questions about how Canada is dealing with questions about underlying Aboriginal title. Could consultation costs include insurance premiums driven up by Indigenous assertions of sovereignty? Legal fees for injunctions served by First Nations to remove companies from their lands?

Tax credits appear to be part of a new resource management strategy that uses rights-based frameworks of consultation in order to eliminate the legal and political risks of Aboriginal title and gain easy access to Indigenous territories. Consultation dollars should be distributed evenly among parties by Canada; otherwise, the Canadian government fails to uphold its legal obligations to First Nations.

The relevant 2015 federal budget sections related to these measures are both located in a subsection called Responsible Resource Development.

Under the proposed changes, tax credits based on community consultation costs are now transferable from junior exploration mining companies to investors through something called the flow-through share. Put simply, the FTS reduces taxable income for investors.

In addition to the tax credits flowed through, a 15 per cent Mineral Exploration Tax Credit also renewed in this budget offers additional incentive to investors to spend money in the exploration sector.

As well, if a firm decides not to flow through the credits, they can be banked indefinitely and used against future income.

This tax-based financing mechanism has the potential to increase development on Indigenous land throughout the country.

It is also especially significant given the changes proposed to the Canadian Exploration Expenses tax category, which has been redefined in the 2015 federal budget to include costs incurred by firms related to “consultation” with Indigenous communities in the context of mineral exploration and early-stage mine development.

These costs are also now eligible for FTS arrangement. Firms will be able to “flow” expenses associated with consultation through to investors (refundable at 100 per cent) in exchange for cash to finance exploration and development initiatives.

These costs could include the negotiation of Impact Benefit Agreements, memoranda of understanding, exploration agreements, and consultation and accommodations related to environmental assessments, all of which are increasingly being undertaken at the exploration phase, and increasingly seen by governments to fulfill the Crown’s duty to consult with and accommodate First Nations.

Total lost government revenue from both FTS and CEE measures together is about \$56 million. Finance Minister Joe Oliver suggests this will “enhance” consultation with Indigenous communities and make resource development more responsible.

Industry has been lobbying hard for this change, but inclusion of what industry now terms “community consultation costs” has typically been disallowed. Since the passage of the 2012 budget, however, there is increasing evidence that inclusion of these costs has been allowed by the Canada Revenue Agency.

The Association for Mineral Exploration British Columbia welcomed the measures contained in this year’s federal budget, couching their financial benefit in the language of consultation: “We particularly appreciate the recognition of community consultation costs, as the industry places a high level of importance on engaging communities about the opportunities, impacts and benefits of mineral exploration and development.”

Industry is happy to take government money to strike deals with First Nations. Through these subtle tax changes, the government is devolving its duty to consult into private contracts. By shirking its fiduciary obligations, Canada subverts the rightful jurisdiction of Indigenous peoples to govern their lands and resources.

## Mieke VanOosterom

---

**From:** Jeremy Demytruk  
**Sent:** Monday, August 11, 2014 2:44 PM  
**To:** Lianne Germaine; Chris van Egmond  
**Cc:** Sylvia Marion; NEB BUOPS-Environmental Protection  
**Subject:** RE: call about potential spill on Humber River?

Thanks Lianne. I'll give her a call right away.

Jeremy

---

**From:** Lianne Germaine  
**Sent:** August 11, 2014 2:43 PM  
**To:** Jeremy Demytruk; Chris van Egmond  
**Cc:** Sylvia Marion; NEB BUOPS-Environmental Protection  
**Subject:** Re: call about potential spill on Humber River?

I don't know anything about it either. I have a vague recollection of Andrew mentioning it but don't know anything about it.

Lianne

---

**From:** Jeremy Demytruk  
**Sent:** Monday, August 11, 2014 01:29 PM  
**To:** Chris van Egmond  
**Cc:** Sylvia Marion; NEB BUOPS-Environmental Protection  
**Subject:** RE: call about potential spill on Humber River?

Thanks Chris.

This is the first I've heard of it and will see if I can get in touch with Lianne (who is out in Ft. Mac on inspection). If I can't get in touch with Lianne I will follow up with Ms. Letaine this afternoon.

If anyone else has any info on this please let me know.

Jeremy

---

**From:** Chris van Egmond  
**Sent:** August 11, 2014 1:18 PM  
**To:** NEB BUOPS-Environmental Protection  
**Cc:** Sylvia Marion  
**Subject:** FW: call about potential spill on Humber River?

Hi Environmental team – I'm just getting email bounce-backs, is anyone there familiar with the suspected Humber River spill that Andrew was working on?

Thanks!

Chris

**From:** Chris van Egmond  
**Sent:** August 11, 2014 1:16 PM  
**To:** Andrew Benson; Lianne Germaine  
**Cc:** Mieke VanOosterom; Doug Ochitwa; Iain Colquhoun  
**Subject:** call about potential spill on Humber River?

Hi, all of you folks appear to be out of the office today, but I will try to pass this along.

Doug and I have been a bit behind in checking the Whistleblower phone line (in Joe's office). This morning we picked up a voicemail from Louisette Letaine (I might have the last name mis-spelled) relating to a potential spill in the Humber river. She noted that the spill is being investigated by the Ontario MOE. She wanted to pass on some information about what she saw (possibly near the Albina River?).

Lianne and Andrew, I think that you have already followed up on this and determined that it was not a pipeline spill. Could you phone Ms. Letaine at 519 885-7619 to get her info and update her?

Thanks!  
Chris

## Mieke VanOosterom

---

**From:** Jeremy Demytruk  
**Sent:** Monday, August 11, 2014 2:50 PM  
**To:** Chris van Egmond  
**Cc:** Sylvia Marion; NEB BUOPS-Environmental Protection  
**Subject:** RE: call about potential spill on Humber River?

Chris,

I've followed up and left a message with my contact information. If anything further develops I will let you know and will also brief Mieke when she returns to the office.

Thanks,

**Jeremy Demytruk, B.Sc.**

Environmental Specialist, Environmental Protection  
403-299-3101 | telephone / téléphone 403-299-3101  
403-605-8923 | cell / cellulaire 403-605-8923  
403-292-5503 | facsimile / télécopieur 403-292-5503

[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8  
Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8  
Government of Canada | Gouvernement du Canada

---

**From:** Jeremy Demytruk  
**Sent:** August 11, 2014 1:29 PM  
**To:** Chris van Egmond  
**Cc:** Sylvia Marion; NEB BUOPS-Environmental Protection  
**Subject:** RE: call about potential spill on Humber River?

Thanks Chris.

This is the first I've heard of it and will see if I can get in touch with Lianne (who is out in Ft. Mac on inspection). If I can't get in touch with Lianne I will follow up with Ms. Letaine this afternoon.

If anyone else has any info on this please let me know.

Jeremy

---

**From:** Chris van Egmond  
**Sent:** August 11, 2014 1:18 PM  
**To:** NEB BUOPS-Environmental Protection  
**Cc:** Sylvia Marion  
**Subject:** FW: call about potential spill on Humber River?

Hi Environmental team – I'm just getting email bounce-backs, is anyone there familiar with the suspected Humber River spill that Andrew was working on?

Thanks!

Chris

**From:** Chris van Egmond  
**Sent:** August 11, 2014 1:16 PM  
**To:** Andrew Benson; Lianne Germaine  
**Cc:** Mieke VanOosterom; Doug Ochitwa; Iain Colquhoun  
**Subject:** call about potential spill on Humber River?

Hi, all of you folks appear to be out of the office today, but I will try to pass this along.

Doug and I have been a bit behind in checking the Whistleblower phone line (in Joe's office). This morning we picked up a voicemail from Louise Letaine (I might have the last name mis-spelled) relating to a potential spill in the Humber river. She noted that the spill is being investigated by the Ontario MOE. She wanted to pass on some information about what she saw (possibly near the Albina River?).

Lianne and Andrew, I think that you have already followed up on this and determined that it was not a pipeline spill. Could you phone Ms. Letaine at 519 885-7619 to get her info and update her?

Thanks!  
Chris

## Mieke VanOosterom

---

**From:** Chris van Egmond  
**Sent:** Tuesday, August 12, 2014 4:39 PM  
**To:** Jeremy Demytruk; Mieke VanOosterom  
**Cc:** Lianne Germaine; Andrew Benson; Doug Ochitwa  
**Subject:** RE: Public concern regarding 31 May 2014 Toronto area spill

Thanks very much for following up Jeremy.  
Chris

---

**From:** Jeremy Demytruk  
**Sent:** August 12, 2014 1:46 PM  
**To:** Chris van Egmond; Mieke VanOosterom  
**Cc:** Lianne Germaine; Andrew Benson  
**Subject:** Public concern regarding 31 May 2014 Toronto area spill

Chris/Mieke,

Just a heads up that I was able to get in touch with Louise Lanteigne and we discussed her concerns. Ms. Lanteigne indicated she had been previously involved in the Line 9 hearings. Apparently, she is concerned that the NEB wasn't proactively notified regarding the 31 May 2014 discovery of contamination;

[http://www.thestar.com/news/gta/2014/05/31/spill\\_reported\\_in\\_humber\\_river\\_in\\_north\\_toronto.html](http://www.thestar.com/news/gta/2014/05/31/spill_reported_in_humber_river_in_north_toronto.html)

She indicated that she isn't confident that all spills are being reported to the regulator and that instead companies may be working with local fire responders (police/fire) to downplay incident response.

From our discussion I discovered that Ms. Lanteigne wasn't aware of the results of Ontario MoE's investigation. I followed up with MoE and confirmed that the source of this release was not a pipeline but an unknown illegal source (unknown quantity of varsol dumped into a storm drain). I then provided Ms. Lanteigne with this information, the MoE contact's information as well as an overview of the NEB's incident reporting requirements and expectations regarding emergency response and remediation.

Although she seemed satisfied with the work we do as a regulator, Ms. Lanteigne indicated that she was still concerned spills aren't being reported, and asked where she could write to comment on our policy in this regard. I suggested she direct her comments to the Secretary of the Board and she indicated she plans to do so.

As far as next steps, there was no timeline provided regarding when we may expect this letter but I will keep an eye on the inbox for the time being and will keep you in the loop as to any developments.

Thanks,

**Jeremy Demytruk, B.Sc.**  
Environmental Specialist, Environmental Protection  
403-299-3101 | telephone / téléphone 403-299-3101  
403-605-8923 | cell / cellulaire 403-605-8923  
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National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8



**Pages 651 to 666  
are not relevant**



**Pages 667 to 674  
are duplicates**

**Page 675**  
**is not relevant**

**Pages 676 to 682  
are duplicates**

## Mieke VanOosterom

---

**From:** Jeremy Demytruk  
**Sent:** Wednesday, August 13, 2014 5:54 PM  
**To:** Mieke VanOosterom; Chris van Egmond; Rebecca Taylor; Anna DeCarlo  
**Subject:** Fw: Humber River Chemical Spill 2014 May 31

Fyi-

Let's discuss further in the morning. I'll see if I can set something up then.

Jeremy

---

**From:** Louise Lantaigne [mailto:butterflybluelu@rogers.com]  
**Sent:** Wednesday, August 13, 2014 03:47 PM  
**To:** [REDACTED]; Alan Pentney; Kirby Jang <Kirby.Jang@bst-tsb.gc.ca>; Jeremy Demytruk  
**Cc:** [REDACTED]@ontario.ca>; [REDACTED]e@ontario.ca>; wendy.tadros@bst-tsb.gc.ca <wendy.tadros@bst-tsb.gc.ca>; peter.wilson@neb-one.gc.ca <peter.wilson@neb-one.gc.ca>; [REDACTED]@ontario.ca>; [REDACTED]@ontario.ca>; [REDACTED]@trca.on.ca>; [REDACTED]@trca.on.ca <[REDACTED]@trca.on.ca>; [REDACTED]@trca.on.ca>  
**Subject:** Humber River Chemical Spill 2014 May 31

Hello everyone

I'm Louise Lantaigne. I witnessed the Humber Spill on June 1st and recorded it on video and took photos. I also made a 911 report in good faith expecting that emergency services would engage the NEB in regards to an issue like this. Currently the province has no jurisdictional powers to assess pipeline integrity issues for oil or gas. The Professional Engineers Ontario confirmed that fact to me by a series of correspondences. Oil and gas is exempt from their review powers because these matters fall under federal jurisdiction of the NEB.

As I was reviewing media coverage of the Humber Spill that I witnessed, I found no mention of the NEB in any of the published reports and that is why I decided to take it upon myself to report the matter to the NEB directly.

In my view it appears protocols for spills response are not being reasonably met so I initiated two correspondences to the NEB's secretary to be shared with board members. Below is the most recent email, sent as an addendum, and under that was my initial response.

We do not have the ability to predict spills, but we have the ability to establish solid spills response protocols that are mandated by law. The culture of dealing with industry in a buddy buddy informal manner must end. It either ends in good faith with open dialogue and the correction of the problem or it will be resolved in the courts. Take your pick.

The solution is to establish a clear spills response protocol that strictly mandates the notification of the NEB, the Transportation Safety Board, Municipal Emergency Services, the MOE's Spills Action Centre.

That's it for now. The emails as sent are below for your reference.

Thanks everyone.

Louise Lantaigne  
 700 Star Flower Ave.  
 Waterloo Ont.  
 N2V 2L2

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Hello Ms. Young

As an addendum to what was sent below I'd also like to include the following Toronto Star article titled: *Enbridge Line 9: W5 uncovers unreported spills, alarming communities along 830-km pipe* Published Saturday Feb. 22 by reporter Jessica McDiarmid.

This article illustrates the fact that Enbridge has failed to reasonably notify municipalities of certain spills occurrences. I am concerned that the NEB may not have notified of these issues as well.

[http://www.thestar.com/news/gta/torontopipeline/2014/02/22/enbridge\\_line\\_9\\_w5\\_uncovers\\_unreported\\_spills\\_alarming\\_communities\\_along\\_830km\\_pipe.html](http://www.thestar.com/news/gta/torontopipeline/2014/02/22/enbridge_line_9_w5_uncovers_unreported_spills_alarming_communities_along_830km_pipe.html)

It appears that lack of reasonable communication in reporting spills is a system wide issue. Again the question must be asked: who is responsible for not contacting the NEB. (or in this case, the municipality)

Yours in good faith

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

----- Forwarded Message -----

**From:** Louissette Lanteigne <butterflybluelu@rogers.com>  
**To:** Sheri.young@neb-one.gc.ca  
**Sent:** Wednesday, August 13, 2014 9:10:08 AM  
**Subject:** Concerns regarding Humber River Spills response.

Hello Ms. Young

Please relay this correspondence to the Board on my behalf please.

Thanks you

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

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Dear Members of the Board,

On May 31, 2014 I read an article titled, Spill Reported in Humber River in North Toronto as published by the Toronto Star. The article states:

-Toronto Fire at first reported that the cause was a spill from a high-pressure oil pipeline

-District Chief John Zovak told CP24 the incident was raised to a Level 2 hazmat call to bring in extra resources to identify the spill site. The station reported that 40 firefighters and 10 trucks were called in to help identify the source.

[http://www.thestar.com/news/gta/2014/05/31/spill\\_reported\\_in\\_humber\\_river\\_in\\_north\\_toronto.html](http://www.thestar.com/news/gta/2014/05/31/spill_reported_in_humber_river_in_north_toronto.html)

The concern that I have from this event is the simple fact that the NEB was not contacted or engaged in this investigation. I verified this with an NEB staff member Jeremy Demtruk on August 12, 2014 by way of phone conversation at approximately 2:15 pm.

It may be an oversight or a one time mistake but then again it may reflect a culture of complacency. The fact remains that over a 6 year period, the Humber River has been hit with 900 oil spills and 750 chemical spills as reported by the Toronto Star on Friday November 2, 2007 in an article titled Humber River, A Major Concern written by reporter Paul Moloney. That article is on line here:

[http://www.thestar.com/news/2007/11/02/humber\\_river\\_a\\_major\\_concern.html](http://www.thestar.com/news/2007/11/02/humber_river_a_major_concern.html)

Of these 900 spills, how many of were actually brought to the attention of the NEB? How many spills have occurred in this area since 2007?

In my view, it appears as though the current protocol in Toronto is for the municipality and MOE to bypass consultation with the NEB choosing to conduct their own investigation and clean up "in house". This approach is unacceptable and poses a serious risk.

We have preventative policies in place where if there is one pollution infringement, charges can be laid and if there are repeat offences, fines increase to create a greater fiscal incentive for compliance. The problem is, if the municipal emergency services fails to properly report the incidents we cannot assure that these preventative policies will be reasonably implemented as designed.

The NEB has jurisdictional power to address pipeline leaks. Toronto's Fire Department and Police as well as the MOE were informed about the spill but the question remains: Who is responsible for NOT contacting the NEB?

I would like to request that the board investigate this incident..

With any suspected oil pipeline spill, the NEB should be contacted immediately. A conference call can be facilitated with the NEB, MOE and Municipal enforcement agencies to clarify the situation, what is being impacted and what the solution is. After that there should be updates on implementation and verification that the situation has been reasonably resolved.

If there is a failure to contact the NEB, it should be deemed an indictable offence

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.

Waterloo Ont.  
N2V 2L2

## Mieke VanOosterom

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**From:** Chris van Egmond  
**Sent:** Thursday, August 14, 2014 7:44 AM  
**To:** Mieke VanOosterom  
**Subject:** Fw: Failure to notify NEB of suspected pipeline spill  
**Attachments:** NEBToronto1.pdf; NEBToronto2.pdf; NEBToronto3.pdf; Attachment1.pdf; Attachment2.pdf; Attachment3.pdf; Attachment4.pdf

I think this is turning into an "issue".

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**From:** Jeremy Demytruk  
**Sent:** Thursday, August 14, 2014 05:55 AM  
**To:** Mieke VanOosterom; Chris van Egmond; Anna DeCarlo; Rebecca Taylor  
**Cc:** Alan Pentney  
**Subject:** Fw: Failure to notify NEB of suspected pipeline spill

19(1)

Fyi-

Jeremy

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**From:** Louise Lantaigne [mailto:butterflybluelu@rogers.com]  
**Sent:** Wednesday, August 13, 2014 10:45 PM  
**To:** [redacted]@on.ndp.ca <[redacted]@on.ndp.ca>; [redacted]@ndp.on.ca <[redacted]@ndp.on.ca>; [redacted]@liberal.ola.org <[redacted]@liberal.ola.org>; [redacted]@ontario.ca <[redacted]@ontario.ca>; bchiarelli.mpp@liberal.ola.org <bchiarelli.mpp@liberal.ola.org>; bdelaney.mpp.co@liberal.ola.org <bdelaney.mpp.co@liberal.ola.org>; gmurray.mpp.co@liberal.ola.org <gmurray.mpp.co@liberal.ola.org>; pprobe@pollutionprobe.org <pprobe@pollutionprobe.org>; CELA Articling Student 1 <articling.cela@lao.on.ca>; [redacted]@ecojustice.ca <[redacted]@ecojustice.ca>; [redacted]@environmentaldefence.ca <[redacted]@environmentaldefence.ca>; stephane.dion@parl.gc.ca <stephane.dion@parl.gc.ca>; Leona.Aglukkaq@parl.gc.ca <Leona.Aglukkaq@parl.gc.ca>; linda.duncan@parl.gc.ca <linda.duncan@parl.gc.ca>; justin.trudeau@parl.gc.ca <justin.trudeau@parl.gc.ca>; thomas.mulcair@parl.gc.ca <thomas.mulcair@parl.gc.ca>; Elizabeth.May@parl.gc.ca <Elizabeth.May@parl.gc.ca>; NSCI ECSN@rcmp-grc.gc.ca <NSCI ECSN@rcmp-grc.gc.ca>; Jeremy Demytruk  
**Subject:** Failure to notify NEB of suspected pipeline spill

Hello everyone

I wrote to the National Energy Board regarding the following concerns:

- 1: Humber River had a hazmat level 2 spill that fire fighters believed was a leak from a high pressure oil pipe on May 31st.
- 2: Nobody called the NEB about it and this was confirmed to me by NEB staff.
- 3: There have been 900 oil spills into the Humber River over a 6 year period as noted in a report.
- 4: The Toronto spills management, spills prevention, spills response, clean up and enforcement data negates to mention the need to contact the NEB, yet the NEB is the only agency in Canada with jurisdictional powers to conduct an investigation specific to the integrity of oil pipelines.

Which agency negated to include the NEB into the spills response protocols?

Province wide, who is responsible to contact the NEB's 24 hour spills response centre when a spill is reported? Is it the duty of Fire fighters, police, municipal or MOE staff?



The emails that I sent to the NEB regarding this issue are in the attachments along with supporting documents for your reference.

I would like a written response to understand how these issues will be resolved.

Thank you kindly for your time.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont  
N2V 2L2

**Pages 689 to 690  
are not relevant**

**Pages 691 to 694  
are duplicates**

## **Mieke VanOosterom**

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**From:** Jeremy Demytruk  
**Sent:** Monday, August 18, 2014 9:22 AM  
**To:** Chris van Egmond  
**Cc:** Wes Elliott; Mieke VanOosterom; Alan Pentney; Rebecca Taylor  
**Subject:** RE: Call from Louise Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT

Thanks Chris.

As indicated in my last message, I plan to have that response out today which will hopefully address Ms. Lanteigne's concerns regarding the Humber River spill.

Jeremy  
3101

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**From:** Chris van Egmond  
**Sent:** August 18, 2014 9:19 AM  
**To:** Alan Pentney; Rebecca Taylor  
**Cc:** Wes Elliott; Jeremy Demytruk; Mieke VanOosterom  
**Subject:** FW: Call from Louise Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT

Just to keep you in the loop – we are continuing to receive calls from Ms. Lanteigne. Last week to the Whistleblower line and last night to the Incident Reporting line.

Thanks  
Chris

---

**From:** Wes Elliott  
**Sent:** August 18, 2014 9:13 AM  
**To:** Jeremy Demytruk; Sheri Young  
**Cc:** Chris Loewen; Mieke VanOosterom; Chris Finley; DL Incident Phone & Journey Management  
**Subject:** Call from Louise Lanteigne on the Incident Phone - 2014-08-17 @ 2215hrs MDT

Sherri and Jeremy

Last night I received a call on the NEB Incident Phone, I don't believe this is a reportable incident that would be entered into PID but I would like to capture/record the details of the call. Can you advise if either of you have created a file or record from previous dealings with this caller? If so, I will link this email to that record.

### **Call Details**

Caller indicated she had witnessed a spill on the Humber River (near Albion Road in Etobicoke, ON) on June 1<sup>st</sup>, 2014. As a result she contacted the Ontario MOE and phoned 911. The Fire Department –Hazmat responded and advised her that it was a Level II Hazmat and the product originated from a sewer in the area. Last week, she determined neither the Fire Department, Police or MOE had contacted the NEB about this incident. As a result, she indicated she contacted the NEB and spoke with Sheri Young and Jeremy Demytruk regarding her observations on June 1<sup>st</sup>.

Yesterday, the caller indicated that she returned to the location at the Humber River. The water level had receded, she dug small holes at the river's edge and took samples of the water that flowed back into the holes. She indicated that the water smells like Varsol. She further indicated that the liquid in the samples has separated and there is a Varsol type liquid above the water.

The caller indicated that she was going to call the MOE in Ontario as she wanted these samples analyzed. She is aware there are several pipelines in the area and wanted to ensure the NEB is aware of her findings. Her phone number 519-885-7619.

Wes

Wes Elliott  
Security Management Specialist  
National Energy Board  
517 Tenth Ave SW, Calgary, AB T2R 0A8  
Office: 403-299-3735, Mobile: 403-473-4740 [wes.elliott@neb-one.gc.ca](mailto:wes.elliott@neb-one.gc.ca)

This e-mail and any attached documents are intended only for the named person(s). This message may contain information that is confidential or otherwise protected from disclosure and it must not be disclosed, copied, forwarded or distributed without authorization. If you are not the intended recipient or have received this e-mail in error, please notify the sender immediately and delete this e-mail. Thank you.

## Mieke VanOosterom

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**From:** Chris Finley  
**Sent:** Monday, August 18, 2014 11:41 AM  
**To:** Jeremy Demytruk  
**Cc:** Mieke VanOosterom; Chris Loewen  
**Subject:** RE: 31 May 2014 Humber River Chemical Spill

Great e-mail and response, CF

---

**From:** Jeremy Demytruk  
**Sent:** August 18, 2014 11:34 AM  
**To:** Chris van Egmond; Mieke VanOosterom; Chris Finley; Chris Loewen; Rebecca Taylor; Paul Georgison; Sylvia Marion  
**Cc:** Alan Pentney; Anne-Marie Erickson; Anna DeCarlo; Wes Elliott; Scott Pepper  
**Subject:** FW: 31 May 2014 Humber River Chemical Spill

FYI-

Jeremy

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**From:** Jeremy Demytruk  
**Sent:** August 18, 2014 11:31 AM  
**To:** 'butterflybluelu@rogers.com'; '[REDACTED]'  
**Cc:** Secretary; Alan Pentney  
**Subject:** 31 May 2014 Humber River Chemical Spill

Ms. Lanteigne a [REDACTED]

Thank you both for your recent correspondence.

The National Energy Board's (Board) top priorities are the safety and security of people, and the protection of the environment and property. Consistent with these priorities, many of the regulations created under the *National Energy Board Act* and the *Canada Oil and Gas Operations Act* (or *Oil and Gas Operations Act*) contain requirements for the reporting of pipeline-related events such as incidents, accidents, serious injuries, and unauthorized activities. In the interest of protecting the public and the environment, as well as identifying trends, the Board reviews all reported events.

Accordingly, it is the Board's expectation that each company take a precautionary approach to the reporting of events. This means that even if there is some doubt as to whether an event should be reported, the company must report the event. In other words, companies should adopt a "when in doubt, report" approach. This approach to event reporting is consistent with NEB-regulated companies' responsibility for anticipating, preventing, mitigating and managing incidents of any size or duration. On 31 July 2014, the Board published the National Energy Board Draft Event Reporting Guidelines (Guidelines) which communicated this expectation to all companies under its jurisdiction. Additional details on NEB expectations regarding event reporting can be found within the draft Guidelines at the following location;

<http://www.neb-one.gc.ca/clf-nsi/rpblctn/ctsndrgltn/rrggnmgpnb/rprtnggdlns/rprtnggdlns-eng.html#s1>

From the standpoint of compliance, Section 52 of the OPR requires companies to notify the Board of all incidents relating to the construction, operation, or abandonment of their pipelines. Further, the OPR requires companies to liaise with agencies that may be involved in an emergency situation and to have a continuing education program for the police, fire departments, medical facilities, other appropriate organizations and agencies and the public residing adjacent to the pipeline to inform them of the location of the pipeline, potential emergency situations and the safety procedures to be followed in case of an emergency. The NEB conducts compliance verification activities including audits, inspections and emergency response exercises to verify compliance with OPR requirements. If a non-compliance is discovered the NEB will enforce regulatory requirements in order to obtain compliance, deter future non-compliance, and prevent harm by using the most appropriate tool or tools available. Additional details on our compliance and enforcement actions can be found here;

<http://www.neb-one.gc.ca/clf-nsi/rsftyndthnvrnmnt/prtctngcndnnvrnmnt/mntrngnfrcmnt-eng.html>

In the last five years, there have been no reported releases of liquid hydrocarbons (ie. oil) near the Humber River originating from NEB-regulated pipelines. Further, the NEB is not aware of any incidents on NEB-regulated pipelines in this area that should have been reported and yet were not. In particular, the NEB has followed up with Trans-Northern Pipeline Inc. and confirmed that their integrity dig near the Humber River was completed in accordance with their integrity management program and that no evidence of contamination was discovered during the excavation.

Regarding the 31 May 2014 chemical spill into the Humber River and my 12 August 2014 discussion with Ms. Lanteigne on the matter, I would like to clarify any misunderstanding as to the NEB being notified of the event. After looking into the matter further, I've discovered the NEB was in fact notified by the Transportation Safety Board, who in turn had been notified by a member of the public. The NEB then contacted the Duty Officer at the Ontario Emergency Management Office, who is in contact with the Ontario Ministry of the Environment Spills Action Centre, and determined that this spill was not reportable to the NEB as the source was not from an NEB-regulated facility. Further, I have personally followed up with the Ontario Ministry of the Environment whose investigation traced the source of the spill to a storm water outfall upstream of the NEB regulated pipeline crossings. I have included a map which shows this location relative to the NEB regulated pipelines. The NEB has determined to its satisfaction that the spill was not from our regulated facilities and therefore will not be conducting an investigation.

If you have any additional questions please let me know.

Regards,

**Jeremy Demytruk, B.Sc.**

Environmental Specialist, Environmental Protection

403-299-3101 | telephone / téléphone 403-299-3101

403-605-8923 | cell / cellulaire 403-605-8923

403-292-5503 | facsimile / télécopieur 403-292-5503

[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)

National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8

Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8

Government of Canada | Gouvernement du Canada



## Mieke VanOosterom

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**From:** Jeremy Demytruk  
**Sent:** Monday, August 18, 2014 3:07 PM  
**To:** Mieke VanOosterom  
**Subject:** FW: 31 May 2014 Humber River Chemical Spill

FYI-

Jeremy

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**From:** Anne-Marie Erickson  
**Sent:** August 18, 2014 2:56 PM  
**To:** Jeremy Demytruk  
**Subject:** RE: 31 May 2014 Humber River Chemical Spill

Hi

Got Mieke's voice mail message. We will hold on to this item for Issues Management. If this becomes a file for Issue Resolution (Landowner Complaints), it should be sent to Paul Georgison as the accountable Director.

AME

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**From:** Jeremy Demytruk  
**Sent:** August 18, 2014 1:24 PM  
**To:** Anne-Marie Erickson  
**Subject:** RE: 31 May 2014 Humber River Chemical Spill

No worries and apologies for any confusion. Mieke had suggested passing it your way informatively. I'll double check with her on this.

Jeremy

---

**From:** Anne-Marie Erickson  
**Sent:** August 18, 2014 11:39 AM  
**To:** Jeremy Demytruk  
**Subject:** RE: 31 May 2014 Humber River Chemical Spill

Hi Jeremy,

Thanks for this – however I’m curious – any chance you meant this email for another Anne-Marie or someone else, like say Anna?

Just checking.

AME

**From:** Jeremy Demytruk  
**Sent:** August 18, 2014 11:34 AM  
**To:** Chris van Egmond; Mieke VanOosterom; Chris Finley; Chris Loewen; Rebecca Taylor; Paul Georgison; Sylvia Marion  
**Cc:** Alan Pentney; Anne-Marie Erickson; Anna DeCarlo; Wes Elliott; Scott Pepper  
**Subject:** FW: 31 May 2014 Humber River Chemical Spill

FYI-

Jeremy

**From:** Jeremy Demytruk  
**Sent:** August 18, 2014 11:31 AM  
**To:** 'butterflybluelu@rogers.com'; [REDACTED]  
**Cc:** Secretary; Alan Pentney  
**Subject:** 31 May 2014 Humber River Chemical Spill

19(1)

Ms. Lanteigne [REDACTED]

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From the standpoint of compliance, Section 52 of the OPR requires companies to notify the Board of all incidents relating to the construction, operation, or abandonment of their pipelines. Further, the OPR requires companies to liaise

with agencies that may be involved in an emergency situation and to have a continuing education program for the police, fire departments, medical facilities, other appropriate organizations and agencies and the public residing adjacent to the pipeline to inform them of the location of the pipeline, potential emergency situations and the safety procedures to be followed in case of an emergency. The NEB conducts compliance verification activities including audits, inspections and emergency response exercises to verify compliance with OPR requirements. If a non-compliance is discovered the NEB will enforce regulatory requirements in order to obtain compliance, deter future non-compliance, and prevent harm by using the most appropriate tool or tools available. Additional details on our compliance and enforcement actions can be found here;

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If you have any additional questions please let me know.

Regards,

**Jeremy Demytruk, B.Sc.**

Environmental Specialist, Environmental Protection

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[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)

National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8

Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8

Government of Canada | Gouvernement du Canada

**Pages 703 to 709  
are duplicates**

## Mieke VanOosterom

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**From:** Jeremy Demytruk  
**Sent:** Sunday, August 24, 2014 11:16 PM  
**To:** Mieke VanOosterom; Chris van Egmond; Chris Finley; Chris Loewen; Rebecca Taylor; Paul Georgison  
**Cc:** Alan Pentney  
**Subject:** Fw: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road  
**Attachments:** Daily Data Report for April 2014.pdf; Daily Data Report for May 2014.pdf

Fyi-

Jeremy

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**From:** Louisette Lanteigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** Saturday, August 23, 2014 10:31 PM  
**To:** [REDACTED]; Jeremy Demytruk  
**Cc:** Secretary; Alan Pentney; [peter.wilson@neb-one.gc.ca](mailto:peter.wilson@neb-one.gc.ca) <[peter.wilson@neb-one.gc.ca](mailto:peter.wilson@neb-one.gc.ca)>; Kirby Jang <[Kirby.Jang@bst-tsb.gc.ca](mailto:Kirby.Jang@bst-tsb.gc.ca)>; [wendy.tadros@bst-tsb.gc.ca](mailto:wendy.tadros@bst-tsb.gc.ca) <[wendy.tadros@bst-tsb.gc.ca](mailto:wendy.tadros@bst-tsb.gc.ca)>; [REDACTED] <[\[REDACTED\]@tnpi.ca](mailto:[REDACTED]@tnpi.ca)>  
**Subject:** Re: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Hello everyone

My name is Louisette Lanteigne and I witnessed the spill on June 1st and reported it to 911. I also later reported it to the NEB, Ontario Spills Action Centre and spoke with Senior Environmental Officer Ms. Linda Coiffi about this as well.

Allow me to give you my background. I live in Waterloo Ontario and have been very active in source water protection issues as concerned citizen. I used the Environmental Bill of Right to successfully secure a review for a Waterloo Moriane Protection Act. I also successfully won concessions at an OMB process that I initiated to protect primary recharge areas in Waterloo. I have contributed data that helped stop the Melancthon Mega Quarry, the dump in Tiny Township, the Rockway Quarry Expansion, Mount Nemo and Capital Paving in West Montrose. The common factor with all these cases was the lack of data to reasonably predict hydrogeological impacts. Often times data was outdated, modflow models flawed, bore holes too shallow and too few and there was a lack of regard for proper test times and methods resulting in inadequate monitoring to accurately calculate existing run off conditions, infiltration conditions and groundwater discharge. I find these components of the water balance are often grossly inaccurate.

I witnessed the spill occur in the Humber on June 1st but I did not see an ongoing spill on Aug. 17 at the water's surface. On the 17th I took sediment and water samples from shallow holes that I dug from the edge of the shore. I put the samples in sterilized mason jars and let it separate for a few hours and I found the same varsol like chemical still in the area. On Aug. 17th I saw dead crayfish and shell fish along the shoreline and it bothered me because these creatures are generally bottom feeders and dwellers. A spill from a sewer spill would have toxins flowing by in a flush, not settling at the bottom of a river where there are riffles. In my view I suspect the sediment of this area is saturated with this chemical solvent and that the solvents literally wells up after heavy rainfall events.

The belief in the past was that hill slope areas like this are generally clay covered and impervious but data at the Arkell research centre in Guelph proves this theory is wrong. Although hill slopes may appear impervious using bore hole data that shows a solid clay cover, the view is different with ground penetrating radar. Sediments melt off of glaciers at different melt rates in wave like formations. They come off at an angle like shingles on a roof but sometimes those shingles are missing exposing veins of pure recharge in between. See photo in attachment for details.

In my view there are window recharge areas in and along the Humber River and when rain is very heavy it may reverses flow upwards through these window recharge zones at the lowest point which in this location, is in the river. The back flow not only releases water, it releases underground chemicals along with it. This may explain why I was seeing chemicals

being dispersed in separate areas along the river. The video shows at least two separate spots, with one on the West side of the river between the rocks and one along the east side along the shore that were both seen from the bridge.

Looking at the Canadian Government's weather data for Toronto/Buttonville I found there were significant events of precipitation prior to this spill. In the month of May we had 59.8 mm rainfall. The month of April saw 89 mm. That's on top of spring melt volumes. The data is in the attachments.

With high precipitation, high rain volumes and melt waters seeping in, the water has to come up somewhere but what is it bring up with it? We need this solvent tested. We also need proper bore hole data of the area to find out if this is an old or new spill.

In my view, I would not be surprised if this solvent shows up again after the next big rainfall event.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

## Mieke VanOosterom

---

**From:** Jeremy Demytruk  
**Sent:** Tuesday, August 26, 2014 6:45 AM  
**To:** Mieke VanOosterom  
**Cc:** Alan Pentney; Rebecca Taylor  
**Subject:** Fw: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Mieke,

[REDACTED] 19(1)

I can certainly continue follow up on this on my return, or if someone else is willing to take a "fresh look" then perhaps that will expedite our response. 21(1)(a) 21(1)(b)

[REDACTED]

Feel free to give me a call if you'd like to discuss further.

Jeremy

---

**From:** Chris Loewen  
**Sent:** Monday, August 25, 2014 05:42 PM  
**To:** Jeremy Demytruk; Mieke VanOosterom; Chris van Egmond; Chris Finley; Rebecca Taylor; Paul Georgison  
**Cc:** Alan Pentney  
**Subject:** RE: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Thanks Jeremy - [REDACTED] 19(1)

Mieke – can we discuss Tuesday morning? I'm free anytime from 10 to noon.

---

**From:** Jeremy Demytruk  
**Sent:** August 24, 2014 11:15 PM  
**To:** Mieke VanOosterom; Chris van Egmond; Chris Finley; Chris Loewen; Rebecca Taylor; Paul Georgison  
**Cc:** Alan Pentney  
**Subject:** Fw: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Folks,

We've received this message and another from Ms. Lanteigne indicating that despite the follow up and information provided they feel the matter requires further investigation. From my conversation with MoE, it was quite clear that the source they traced the chemical spill to was in fact a storm water outfall and not a pipeline.

[REDACTED] 19(1)

[REDACTED] so perhaps we can aim to reconvene when

I'm back and discuss next steps. I will forward Ms. Lanteigne's email momentarily.

Thanks,

Jeremy

19(1)

**From:** [redacted] [mailto:[redacted]]  
**Sent:** Saturday, August 23, 2014 01:46 PM  
**To:** Jeremy Demytruk  
**Cc:** Secretary; Alan Pentney; [peter.wilson@neb-one.gc.ca](mailto:peter.wilson@neb-one.gc.ca) <[peter.wilson@neb-one.gc.ca](mailto:peter.wilson@neb-one.gc.ca)>; Kirby Jang <[Kirby.Jang@bst-tsb.gc.ca](mailto:Kirby.Jang@bst-tsb.gc.ca)>; [wendy.tadros@bst-tsb.gc.ca](mailto:wendy.tadros@bst-tsb.gc.ca) <[wendy.tadros@bst-tsb.gc.ca](mailto:wendy.tadros@bst-tsb.gc.ca)>; [redacted] <[\[redacted\]@tnpi.ca](mailto:[redacted]@tnpi.ca)>  
**Subject:** Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Hi Jeremy:

Thanks for your telephone message last week and for your explanatory email. I want to clarify a few points regarding your email, and then make a fact based case for NEB's continued investigation of the unidentified source of the 2014 May 31/June 01 chemical spill in an energy corridor with federally regulated pipeline systems in Weston, ON at the Humber River, West Humber Park. I plan to call you Monday Aug 25 to review this with you.

You mention that you've discovered the NEB was notified of the chemical spill at the Humber River which occurred around 2014 May 31 & June 01, by the Transportation Safety Board, who in turn had been notified by a member of the public. I am that member of the public who notified the TSB; I visited the site on June 02, following earlier media reports of the spill occurrence from the first citizen 911 spill report of May 31. That visit led me to speak about this chemical spill in the pipeline corridor with the TSB's Kirby Jang, Director of Rail & Pipeline investigations. Kirby indicated he followed up with the NEB following his discussion of my communication with Wendy Tadros, TSB Chair.

I understand that you determined this spill was not reportable to the NEB as the source was not from an NEB-regulated facility. I am NOT confident that this spill has been investigated to the fullest extent. I personally followed up with several staff members of the Ontario Ministry of the Environment whose Toronto District Office investigation team was unable to trace and identify the source. [redacted] Senior Manager of Issues, Media Relations and Regional Communications for ON MOE replied to me as follows:

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I communicated with the ON MOE Toronto District Office Manager and also with the Environmental Officer responsible for the on scene investigation, who reported to me that no source for the spill was identified, and the case file for the investigation is considered completed and closed. So far as I have been informed, a default to a storm sewer source identification has not been made has not confirmed.



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Facts related to need for NEB to continue investigation of the petroleum product spill occurrence:

#### Petroleum Product Spill Visual Appearance

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link: <http://youtu.be/OFCQZ06Yw3o>. Kirby agreed that the spill flow characteristics appeared to be from a source very close to the area where the spill upwelled in the water course. He also agreed that the flow density and petroleum product concentration at this point would be characteristic of a leak close by.

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#### Spill Occurrence Location

I want to identify this exact location in the Humber River tributary/side stream, west of Albion Road, where the member of the public, Louisette Lantaigne, identified the June 01 source of petroleum product/solvent chemical spill, and recorded the occurrence by video and still photograph. See the following:

#### 2014 May 31 & June 01 Solvent Spill



2014 May 3...t Spill.loc.vcf

Please also relate to the primary video taken by Louisette Lantaigne on June 01. As mentioned above for the first video, late in the frame timing, Louisette crosses Albion Road to the west side. The upwelling of pollutant in the water course becomes very clear.

#### Energy Corridor Location

The spill location observed June 01 is in the immediate zone of at least 2 pipelines. Your map image in your email shows the two pipeline paths under the bridge. The pipeline locations also are physically identified as yellow paint markers on the Albion Road bridge structure over the Humber River tributary. These yellow paint markings are on both sides of the bridge, 4 in total, and exist on the road side wall of the concrete bridge structure, facing traffic. Each paint stripe appears to be for a pipeline alignment under the Albion Road bridge.

#### Survey Staked Pipeline System

A recently staked survey zone above a pipeline system on the west side of Albion Road in West Humber Park outlines the perimeter of a TNPI system. There is no sign of recent excavation in this zone. Close by in the hydro corridor that runs in this park like area, the set of survey stakes delineates a 150 meter X 10 meter swath above a section of the Trans Northern Pipeline Inc (TNPI) system running through the corridor. It appears that an integrity dig may be in the plans for this area, enclosing a remote operated isolation valve for TNPI. This area is west by about 200 meters, from the previously completed integrity dig location you refer to. One surveyed portion is shown below in a photo taken June 02; currently, most of the survey stakes are still there. See the horizontal pink survey ribbon on vertical stakes in the photo.



#### Toronto Region Conservation Authority (TRCA) Permits for Integrity Digs

Contact with the TRCA indicates that 3 integrity dig permit applications have been submitted by TNPI. If one of these is the east side of Albion Road near the main Humber River, the site where a dig has been completed, then there are 2 additional permit applications in place and two subsequent integrity digs to follow. One of these may be the survey staked area west of Albion Road on the Humber River tributary described above.

#### Summary of Request for May 31/June 01 Spill Occurrence Investigation by NEB

It is because of these facts and the unidentified status of the May 31/June 01 spill occurrence that the NEB must continue investigation of the event. There is a need to conclusively prove that the spill is not from a

federally regulated pipeline system. Not to do so leaves the public safety at risk from an additional spill/leakage and a threat continues to be unidentified for drinking water systems and environmental protection.

The need for further NEB investigation is also emphasized by the acceptance criteria that TNPI and its engineering consultant DNV are proposing for NEB approval. From the DNV review of TNPI systems: "Features that warrant investigation prior to the pressure increase include those that are predicted to have a depth >75% of the pipe nominal wall thickness or a predicted burst pressure <139% of the intended maximum operating pressure within the next three years." (Extracted from [http://www.dnv.com/binaries/pipeline\\_update\\_0113\\_tcm4-538889.pdf](http://www.dnv.com/binaries/pipeline_update_0113_tcm4-538889.pdf))

An NEB allowance of system return to full operating pressure when an unidentified petroleum product spill/leak occurrence has been observed above and adjacent to a TNPI system is less than diligent. What happens if a system leak occurs at an unidentified feature, or at an identified feature < 75 % depth of wall thickness, or at a location with predicted > 139 % of intended MOP within the next 3 years?

An extensive review of available information leads one to ask:

How many additional integrity dig locations are there on TNPI systems?

How many features have been identified that warranted investigation?

How many features exist that do not warrant investigations?

What do the investigation analysis results show for identified features since the NEB Safety Order was issued in 2010? At least one 2014 integrity dig in Oakville near the 16 Mile Creek water course identified two features requiring system repairs. This site was a geographical east slope location similar in many respects to the Bronte Creek failure site east slope location.

Is there a pattern that exists in defect locations?

Is the pattern related to fatigue related service life for such a system?

Can all fatigue related features/defects be identified?

What happens if an integrity dig occurs at an incorrect location; is the correct location subsequently explored?

As has been reported by previous TSB investigations of TNPI pipeline failure events, some failure sites were not identified by in line inspections; some failure sites were identified, inspected visually or with NDT, and found acceptable, but later led to spills/leaks. At the Albion Road and Humber River tributary location, we have a known spill/leak to a water course of petroleum product similar to what the TNPI systems often transport; maybe the chemical is Stoddard Solvent or petroleum distillate often used when TNPI's systems are in standby mode. Maybe a standby system has leaked through gravity drain producing system depressuring while in a standby mode. Questions arise that suggest the pipeline company and the NEB could be fully diligent in addressing the events of May 31 and June 01. One might suggest that investigation to clear the pipeline systems would be immediate and voluntary on the part of the company.

I have communicated with TNPI about this unidentified source spill/leak and I have been informed as follows: "... Finally, in terms of the specific situations you referenced, work has been completed at Humber River/Albion Road and in connection with the NEB Safety Order." I suggest that as with NEB findings about one completed integrity dig in the Weston area of Toronto, TNPI also believe that their system is secure through the one completed dig there.

I suggest there are more persistent investigative activities to be 100 % sure, as the dig locations are much removed from the May 31/June 01 spill/leak observations.

Are there additional features warranting investigation at sites identified by the 2 other TNPI applications for digs in Toronto area? How many additional integrity dig sites are there for features warranting investigation on the system?

Is there a slow spill/leak yet to be identified, similar to a delay in identification as happened at Bronte Creek, Oakville, with final identification on 2010 Mar 16; see TSB report P10H0021? I suggest yes, there is a pattern to incomplete investigations. I suggest that if the TSB and NEB had identified this Bronte Creek event as a class

2 or 3 occurrence (versus class 5), and fully investigated the occurrence, the spill/leak of 2014 May 31/June 01 would now receive higher significance by the NEB, the TSB, the company, and the media.

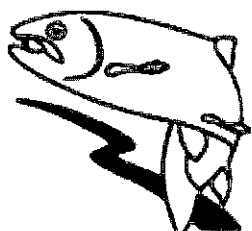
Not to address the facts, followed by a potential future spill/leak site identification on a federally regulated pipeline system at the West Humber Park area of the Albion Road location on the tributary to the Humber River, would be contrary to performance of due diligence.

If the initial calls from the citizens following their spill/leak observations on May 31 and June 01 were to the pipeline company, versus calls to 911, I suggest that the identification and investigation of the spill/leak would have been further advanced. On this theme, I have commented to the recent public call for comments by the Credit Valley, Toronto Region and Central Lake Ontario (CTC) drinking water Source Protection Committee (SPC), that the ON MOE Spill Action Center be required to immediately notify the NEB on any chemical spill/leak near a pipeline system corridor as part of the CTC SPC Amended Plans for emergency situations with drinking water threats. The expectation is that no unidentified spill/leak near a federally regulated facility would be left hanging without complete, diligent investigation by the NEB, and the pipeline owners/operators. At the moment, if no spill/leak source is identified, an occurrence is left hanging; this is unacceptable.

I look forward to your reply and the NEB's response.

Best regards,

***To Conserve, Protect and Restore Canada's Freshwater Ecosystems  
and Their Coldwater Resources for Current and Future Generations***



## Mieke VanOosterom

---

**From:** Chris Loewen  
**Sent:** Tuesday, August 26, 2014 9:01 AM  
**To:** Mieke VanOosterom  
**Subject:** Re: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Good to know. Thanks Mieke.

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Mieke VanOosterom  
**Sent:** Tuesday, August 26, 2014 8:58 AM  
**To:** Chris Loewen  
**Cc:** Johanne Roberge  
**Subject:** RE: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

They should already be aware of it we brought it up for that last 2 weeks at the BULT and we have notified them directly (Jeremy to Anne-marie) last week. I will look for a time this afternoon

**From:** Chris Loewen  
**Sent:** August 26, 2014 8:56 AM  
**To:** Mieke VanOosterom  
**Subject:** Re: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

[REDACTED] just wanted to make sure I grasped the situation right. Spoke to Sandy about it in high level terms as this is one of those things that Issues Mgt might want to be aware of.

Should only take 15 mins.

C

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Mieke VanOosterom  
**Sent:** Tuesday, August 26, 2014 8:52 AM  
**To:** Chris Loewen  
**Subject:** RE: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

I am in meetings from 10 to noon. I can move something if necessary otherwise I will try for the afternoon. What is your level of concern.

**From:** Chris Loewen  
**Sent:** August 25, 2014 5:43 PM  
**To:** Jeremy Demytruk; Mieke VanOosterom; Chris van Egmond; Chris Finley; Rebecca Taylor; Paul Georgison  
**Cc:** Alan Pentney

**Subject:** RE: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

Thanks Jeremy - [REDACTED]

19(1)

Mieke – can we discuss Tuesday morning? I'm free anytime from 10 to noon.

---

**From:** Jeremy Demytruk

**Sent:** August 24, 2014 11:15 PM

**To:** Mieke VanOosterom; Chris van Egmond; Chris Finley; Chris Loewen; Rebecca Taylor; Paul Georgison

**Cc:** Alan Pentney

**Subject:** Fw: Request for a Fresh Look by NEB at 2014 May 31 & June 01 Petroleum Product Spill/Leak Event at Humber River Tributary/Albion Road

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[REDACTED] so perhaps we can aim to reconvene when I'm back and discuss next steps. I will forward Ms. Lanteigne's email momentarily.

Thanks,

Jeremy

---

**From:** [REDACTED] [mailto:[REDACTED]]

**Sent:** Saturday, August 23, 2014 01:46 PM

**To:** Jeremy Demytruk

**Cc:** Secretary; Alan Pentney; [peter.wilson@neb-one.gc.ca](mailto:peter.wilson@neb-one.gc.ca) <[peter.wilson@neb-one.gc.ca](mailto:peter.wilson@neb-one.gc.ca)>; Kirby Jang <[Kirby.Jang@bst-tsb.gc.ca](mailto:Kirby.Jang@bst-tsb.gc.ca)>; [wendy.tadros@bst-tsb.gc.ca](mailto:wendy.tadros@bst-tsb.gc.ca) <[wendy.tadros@bst-tsb.gc.ca](mailto:wendy.tadros@bst-tsb.gc.ca)>; [REDACTED] <[\[REDACTED\]@tnpi.ca](mailto:[REDACTED]@tnpi.ca)>

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2014 May 3...t Spill.loc.vct

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markings are on both sides of the bridge, 4 in total, and exist on the road side wall of the concrete bridge structure, facing traffic. Each paint stripe appears to be for a pipeline alignment under the Albion Road bridge.

#### Survey Staked Pipeline System

A recently staked survey zone above a pipeline system on the west side of Albion Road in West Humber Park outlines the perimeter of a TNPI system. There is no sign of recent excavation in this zone. Close by in the hydro corridor that runs in this park like area, the set of survey stakes delineates a 150 meter X 10 meter swath above a section of the Trans Northern Pipeline Inc (TNPI) system running through the corridor. It appears that an integrity dig may be in the plans for this area, enclosing a remote operated isolation valve for TNPI. This area is west by about 200 meters, from the previously completed integrity dig location you refer to. One surveyed portion is shown below in a photo taken June 02; currently, most of the survey stakes are still there. See the horizontal pink survey ribbon on vertical stakes in the photo.



#### Toronto Region Conservation Authority (TRCA) Permits for Integrity Digs

Contact with the TRCA indicates that 3 integrity dig permit applications have been submitted by TNPI. If one of these is the east side of Albion Road near the main Humber River, the site where a dig has been completed, then there are 2 additional permit applications in place and two subsequent integrity digs to follow. One of these may be the survey staked area west of Albion Road on the Humber River tributary described above.

#### Summary of Request for May 31/June 01 Spill Occurrence Investigation by NEB

It is because of these facts and the unidentified status of the May 31/June 01 spill occurrence that the NEB must continue investigation of the event. There is a need to conclusively prove that the spill is not from a

federally regulated pipeline system. Not to do so leaves the public safety at risk from an additional spill/leakage and a threat continues to be unidentified for drinking water systems and environmental protection.

The need for further NEB investigation is also emphasized by the acceptance criteria that TNPI and its engineering consultant DNV are proposing for NEB approval. From the DNV review of TNPI systems: "Features that warrant investigation prior to the pressure increase include those that are predicted to have a depth >75% of the pipe nominal wall thickness or a predicted burst pressure <139% of the intended maximum operating pressure within the next three years." (Extracted from [http://www.dnv.com/binaries/pipeline\\_update\\_0113\\_tcm4-538889.pdf](http://www.dnv.com/binaries/pipeline_update_0113_tcm4-538889.pdf))

An NEB allowance of system return to full operating pressure when an unidentified petroleum product spill/leak occurrence has been observed above and adjacent to a TNPI system is less than diligent. What happens if a system leak occurs at an unidentified feature, or at an identified feature < 75 % depth of wall thickness, or at a location with predicted > 139 % of intended MOP within the next 3 years?

An extensive review of available information leads one to ask:

How many additional integrity dig locations are there on TNPI systems?

How many features have been identified that warranted investigation?

How many features exist that do not warrant investigations?

What do the investigation analysis results show for identified features since the NEB Safety Order was issued in 2010? At least one 2014 integrity dig in Oakville near the 16 Mile Creek water course identified two features requiring system repairs. This site was a geographical east slope location similar in many respects to the Bronte Creek failure site east slope location.

Is there a pattern that exists in defect locations?

Is the pattern related to fatigue related service life for such a system?

Can all fatigue related features/defects be identified?

What happens if an integrity dig occurs at an incorrect location; is the correct location subsequently explored?

As has been reported by previous TSB investigations of TNPI pipeline failure events, some failure sites were not identified by in line inspections; some failure sites were identified, inspected visually or with NDT, and found acceptable, but later led to spills/leaks. At the Albion Road and Humber River tributary location, we have a known spill/leak to a water course of petroleum product similar to what the TNPI systems often transport; maybe the chemical is Stoddard Solvent or petroleum distillate often used when TNPI's systems are in standby mode. Maybe a standby system has leaked through gravity drain producing system depressuring while in a standby mode. Questions arise that suggest the pipeline company and the NEB could be fully diligent in addressing the events of May 31 and June 01. One might suggest that investigation to clear the pipeline systems would be immediate and voluntary on the part of the company.

I have communicated with TNPI about this unidentified source spill/leak and I have been informed as follows: "... Finally, in terms of the specific situations you referenced, work has been completed at Humber River/Albion Road and in connection with the NEB Safety Order." I suggest that as with NEB findings about one completed integrity dig in the Weston area of Toronto, TNPI also believe that their system is secure through the one completed dig there.

I suggest there are more persistent investigative activities to be 100 % sure, as the dig locations are much removed from the May 31/June 01 spill/leak observations.

Are there additional features warranting investigation at sites identified by the 2 other TNPI applications for digs in Toronto area? How many additional integrity dig sites are there for features warranting investigation on the system?

Is there a slow spill/leak yet to be identified, similar to a delay in identification as happened at Bronte Creek, Oakville, with final identification on 2010 Mar 16; see TSB report P10H0021? I suggest yes, there is a pattern to incomplete investigations. I suggest that if the TSB and NEB had identified this Bronte Creek event as a class

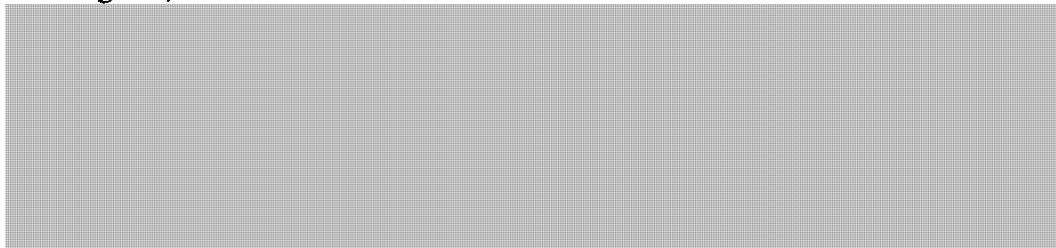
2 or 3 occurrence (versus class 5), and fully investigated the occurrence, the spill/leak of 2014 May 31/June 01 would now receive higher significance by the NEB, the TSB, the company, and the media.

Not to address the facts, followed by a potential future spill/leak site identification on a federally regulated pipeline system at the West Humber Park area of the Albion Road location on the tributary to the Humber River, would be contrary to performance of due diligence.

If the initial calls from the citizens following their spill/leak observations on May 31 and June 01 were to the pipeline company, versus calls to 911, I suggest that the identification and investigation of the spill/leak would have been further advanced. On this theme, I have commented to the recent public call for comments by the Credit Valley, Toronto Region and Central Lake Ontario (CTC) drinking water Source Protection Committee (SPC), that the ON MOE Spill Action Center be required to immediately notify the NEB on any chemical spill/leak near a pipeline system corridor as part of the CTC SPC Amended Plans for emergency situations with drinking water threats. The expectation is that no unidentified spill/leak near a federally regulated facility would be left hanging without complete, diligent investigation by the NEB, and the pipeline owners/operators. At the moment, if no spill/leak source is identified, an occurrence is left hanging; this is unacceptable.

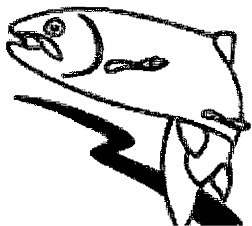
I look forward to your reply and the NEB's response.

Best regards,



***To Conserve, Protect and Restore Canada's Freshwater Ecosystems***

***and Their Coldwater Resources for Current and Future Generations***



## Mieke VanOosterom

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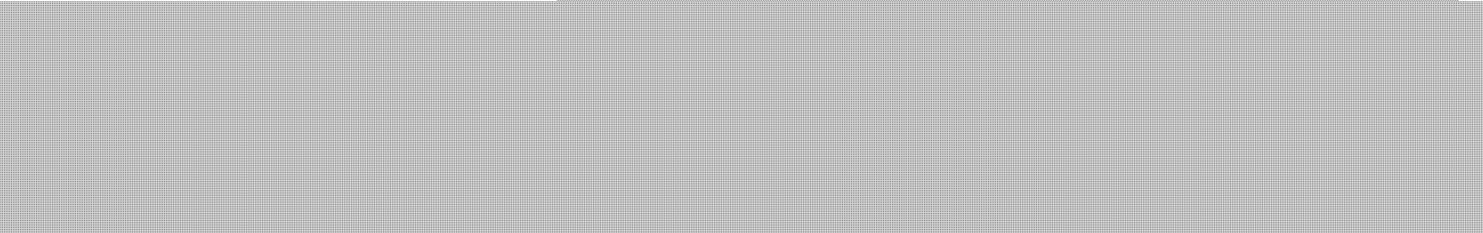
**From:** Jeremy Demytruk  
**Sent:** Tuesday, September 02, 2014 3:30 PM  
**To:** Mieke VanOosterom  
**Subject:** Humber River Letter

19(1)  
21(1)(a)  
21(1)(b)

Mieke,

As discussed, I've drafted this response with the help of the PWG.

I am anticipating that although this response effectively resolves the issue on our end given the facts at hand, the recipients may become further dissatisfied. F



Either way, I will respond if you'd like me to do so and please let me know if you'd like to discuss further:

Ms. Lanteigne c



*As indicated in my previous email, after being made aware of your concerns the NEB engaged the Ontario Ministry of the Environment (MoE). On 13 August 2014, the MoE confirmed that their investigation had traced the 31 May 2014 Humber River chemical spill to a storm water outfall upstream of the NEB regulated pipeline crossings.*

*After receiving your most recent correspondence on 23 August 2014, the NEB again confirmed with the MoE that, although the specific source of the spill cannot be determined, the varsol-like substance had entered the Humber River from the storm water outfall.*

*The NEB is confident the source of this spill did not originate from NEB regulated facilities and therefore further investigation is outside of its jurisdiction. The NEB considers our investigation into this matter to be closed.*

*The NEB will continue to monitor and enforce pipeline system requirements for safety, security and environmental protection as a part its core public protection mandate. This includes all pipelines under NEB jurisdiction in the area of the Humber River.*

*If you have any additional questions or concerns regarding this event, please direct these towards the Ontario Ministry of the Environment.*

Regards,

**Jeremy Demytruk, B.Sc.**  
Environmental Specialist, Environmental Protection  
403-299-3101 | telephone / téléphone 403-299-3101  
403-605-8923 | cell / cellulaire 403-605-8923  
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[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8  
Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8

Thanks,

Jeremy  
3101

**Mieke VanOosterom**

---

**From:** Chris Loewen  
**Sent:** Tuesday, September 02, 2014 4:30 PM  
**To:** Mieke VanOosterom  
**Subject:** Re: Humber River Letter

Thanks Mieke - who was the incoming correspondence addressed to? I thought we had a protocol for this type of stuff. I'd like to be consistent - so who responded to the queries from [REDACTED]

Sent from my BlackBerry 10 smartphone on the Rogers network.

**From:** Mieke VanOosterom  
**Sent:** Tuesday, September 2, 2014 3:57 PM  
**To:** Chris Loewen  
**Subject:** FW: Humber River Letter

Chris

We spoke last week about developing the response the concerned citizens w.r.t. the spill on the Humber River in May of this year. Below is an email crafted by staff assigned to the file with input from Comm's and those individuals involved on the file to date. The last outstanding question is who should this response be sent by. [REDACTED]

Best Regards;

Mieke

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Ms. Lanteigne [REDACTED]

*As indicated in my previous email, after being made aware of your concerns the NEB engaged the Ontario Ministry of the Environment (MoE). On 13 August 2014, the MoE confirmed that their investigation had traced the 31 May 2014 Humber River chemical spill to a storm water outfall upstream of the NEB regulated pipeline crossings.*

*After receiving your most recent correspondence on 23 August 2014, the NEB again confirmed with the MoE that, although the specific source of the spill cannot be determined, the varsol-like substance had entered the Humber River from the storm water outfall.*

*The NEB is confident the source of this spill did not originate from NEB regulated facilities and therefore further investigation is outside of its jurisdiction. The NEB considers our investigation into this matter to be closed.*

*The NEB will continue to monitor and enforce pipeline system requirements for safety, security and environmental protection as a part its core public protection mandate. This includes all pipelines under NEB jurisdiction in the area of the Humber River.*

*If you have any additional questions or concerns regarding this event, please direct these towards the Ontario Ministry of the Environment.*



*Regards,*

*NEB – Sender to be confirmed*

## Mieke VanOosterom

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**From:** Chris Loewen  
**Sent:** Wednesday, September 03, 2014 6:26 PM  
**To:** Jeremy Demytruk; Mieke VanOosterom; Chris van Egmond; Chris Finley  
**Cc:** Alan Pentney; Anne-Marie Erickson; Andrew Benson  
**Subject:** RE: 31 May 2014 Humber River Chemical Spill

Thanks.

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**From:** Jeremy Demytruk  
**Sent:** September 03, 2014 3:39 PM  
**To:** Mieke VanOosterom; Chris Loewen; Chris van Egmond; Chris Finley  
**Cc:** Alan Pentney; Anne-Marie Erickson; Andrew Benson  
**Subject:** FW: 31 May 2014 Humber River Chemical Spill

FYI-

Jeremy  
3101

19(1)

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**From:** Jeremy Demytruk  
**Sent:** September 03, 2014 3:38 PM  
**To:** [REDACTED] [butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)  
**Cc:** Secretary; Alan Pentney  
**Subject:** 31 May 2014 Humber River Chemical Spill

Ms. Lanteigne [REDACTED]

As indicated in my previous email, after being made aware of your concerns the NEB engaged the Ontario Ministry of the Environment (MoE). On 13 August 2014, the MoE confirmed that their investigation had traced the 31 May 2014 Humber River chemical spill to a storm water outfall upstream of the NEB regulated pipeline crossings.

After receiving your most recent correspondence on 23 August 2014, the NEB again confirmed with the MoE that, although the specific source of the spill cannot be determined, the varsol-like substance had entered the Humber River from the storm water outfall.

The NEB is confident the source of this spill did not originate from NEB regulated facilities and therefore further investigation is outside of its jurisdiction. The NEB considers our investigation into this matter to be closed.

The NEB will continue to monitor and enforce pipeline system requirements for safety, security and environmental protection as a part its core public protection mandate. This includes all pipelines under NEB jurisdiction in the area of the Humber River.

If you have any additional questions or concerns regarding this event, please direct these towards the Ontario Ministry of the Environment.

Regards,

**Jeremy Demytruk, B.Sc.**  
Environmental Specialist, Environmental Protection

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[jeremy.demytruk@neb-one.gc.ca](mailto:jeremy.demytruk@neb-one.gc.ca)  
National Energy Board | 517 Tenth Avenue SW Calgary AB T2R 0A8  
Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8  
Government of Canada | Gouvernement du Canada

## Mieke VanOosterom

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**From:** Jeremy Demytruk  
**Sent:** Thursday, September 04, 2014 9:13 AM  
**To:** Mieke VanOosterom; Alan Pentney; Chris Finley; Chris van Egmond; Chris Loewen  
**Cc:** Anne-Marie Erickson; Andrew Benson  
**Subject:** FW: 31 May 2014 Humber River Chemical Spill 19(1)

FYI-

Jeremy

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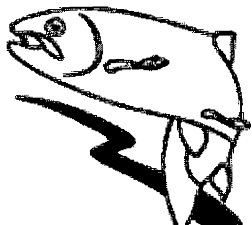
**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** September 03, 2014 3:48 PM  
**To:** Jeremy Demytruk  
**Subject:** Re: 31 May 2014 Humber River Chemical Spill

Thanks for the extra follow up Jeremy; good work on your part.

Best regards,



*To Conserve, Protect and Restore Canada's Freshwater Ecosystems  
and Their Coldwater Resources for Current and Future Generations*



On Sep 3, 2014, at 5:37 PM, Jeremy Demytruk <[Jeremy.Demytruk@neb-one.gc.ca](mailto:Jeremy.Demytruk@neb-one.gc.ca)> wrote:

Ms. Lanteigne : [REDACTED]

As indicated in my previous email, after being made aware of your concerns the NEB engaged the Ontario Ministry of the Environment (MoE). On 13 August 2014, the MoE confirmed that their

investigation had traced the 31 May 2014 Humber River chemical spill to a storm water outfall upstream of the NEB regulated pipeline crossings.

After receiving your most recent correspondence on 23 August 2014, the NEB again confirmed with the MoE that, although the specific source of the spill cannot be determined, the varsol-like substance had entered the Humber River from the storm water outfall.

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If you have any additional questions or concerns regarding this event, please direct these towards the Ontario Ministry of the Environment.

Regards,

**Jeremy Demytruk, B.Sc.**

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Office national de l'énergie | 517 Dixième Avenue S.-O. Calgary (Alberta) T2R 0A8

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## Mieke VanOosterom

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**From:** Jeremy Demytruk  
**Sent:** Thursday, September 04, 2014 9:54 AM  
**To:** Rebecca Taylor  
**Cc:** Alan Pentney; Andrew Benson; Mieke VanOosterom  
**Subject:** FW: Response to September 3rd correspondence re: Humber Spill.  
**Attachments:** 1.png; 2.png; 3.png; 4.png; 5.png; 6.png; 5.png; 6.png

Rebecca,

We have reviewed this response and do not intend to reply; The NEB has already provided response to these concerns in previous emails and the issue at hand falls under jurisdiction of the Ontario Ministry of the Environment.

Thanks,

### Jeremy Demytruk, B.Sc.

Environmental Specialist, Environmental Protection  
 403-299-3101 | telephone / téléphone 403-299-3101  
 403-605-8923 | cell / cellulaire 403-605-8923  
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**From:** Louise Lantaigne [mailto:butterflyblue@rogers.com]  
**Sent:** September 03, 2014 10:34 PM  
**To:** Jeremy Demytruk; [REDACTED]  
**Cc:** Secretary; Alan Pentney  
**Subject:** Response to September 3rd correspondence re: Humber Spill.

Hi Mr. Demytruk

Thank you so much for your response. It is appreciated.

In my view there is a lack of evidence to either prove or disprove that the spill I witnessed in the Humber is the same chemical or from the same incident. as the one from the storm outfall. The hydrology of the spill I observed seems to indicate point source contamination areas happening through the sediment in the creek rather than from an upstream incident.

Currently the NEB is taking the view of the MOE but the MOE doesn't have the power to even view the video and I can't send it from my phone because the file is too large to email. Youtube was my only option at the time to simply share this video. I did not know of the MOE's restriction on viewing Youtube at the time of reporting.

I have included screen shots of the video I took if it helps to further illustrate the concern. They are in the attachments for your reference. The first four photos are in an area adjacent to the nearby ball park entrance. Here the chemical appears to be in a concentrated volume coming from the soil on up. The last two photos show the view on the other side of the bridge where it appears heavier between two rocks. These photos were taken around 5:30 on June 1st 2014 when I called 911 regarding this spill.

According to the fire fighters I met with on site, they said the booms were already placed upstream. The spill was in their view, already contained in spite of this view I was showing them but they stated they should look further into this.

If you could relay this to the MOE on my behalf I would greatly appreciate it.

As a delegate at the Line 9 hearings, I know for a fact that Enbridge can detect spills but not leaks. I also learned that Enbridge has a spills protocol but they lack a leak protocol. If a land owner has a pipeline on their property and it flows off site, the land owner is liable. I suspect a leak may have happened over an extended period of time from one of the area pipelines and the contaminates welled up with the heavy precipitation into the river. I don't know if a leak can technically be called a spill under those circumstances, but I am concerned about a potential conflict of interest when a municipality is put in the position to respond and investigate a matter they may be held liable for.

I still believe a proper bore hole study is needed for this location to determine if the solvent is saturating the soils underneath and to what depth. I would also like to secure a proper chemical analysis to see if the chemical traits match the contents of any one of those pipelines as a precautionary approach.

Yours in good faith,

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

19(1)

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**From:** Jeremy Demytruk <[Jeremy.Demytruk@neb-one.gc.ca](mailto:Jeremy.Demytruk@neb-one.gc.ca)>  
**To:** [REDACTED]; "[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)" <[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)>  
**Cc:** Secretary <[Secretary@neb-one.gc.ca](mailto:Secretary@neb-one.gc.ca)>; Alan Pentney <[Alan.Pentney@neb-one.gc.ca](mailto:Alan.Pentney@neb-one.gc.ca)>  
**Sent:** Wednesday, September 3, 2014 5:37:48 PM  
**Subject:** 31 May 2014 Humber River Chemical Spill

Ms. Lanteigne [REDACTED]

As indicated in my previous email, after being made aware of your concerns the NEB engaged the Ontario Ministry of the Environment (MoE). On 13 August 2014, the MoE confirmed that their investigation had traced the 31 May 2014 Humber River chemical spill to a storm water outfall upstream of the NEB regulated pipeline crossings.

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If you have any additional questions or concerns regarding this event, please direct these towards the Ontario Ministry of the Environment.

Regards,

**Jeremy Demytruk, B.Sc.**

Environmental Specialist, Environmental Protection

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## Mieke VanOosterom

---

**From:** Danielle Comte  
**Sent:** Tuesday, January 06, 2015 4:16 PM  
**To:** Chris Finley; Chris van Egmond; Mieke VanOosterom  
**Subject:** FW: FOI doc secured re: June 30 Humber River Spill  
**Attachments:** humber5.jpg; humber6.jpg; foiMOEHumber.pdf

Please look after. Thanks.

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**From:** Stefanie Gardiner **On Behalf Of** Sheri Young  
**Sent:** January 06, 2015 4:09 PM  
**To:** DL Regulatory Officers  
**Cc:** Louise George; Sharon Wong  
**Subject:** FW: FOI doc secured re: June 30 Humber River Spill

FYI

Thank you,

*Stefanie*

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**From:** Louise Lanteigne [mailto:[butterflybluelu@rogers.com](mailto:butterflybluelu@rogers.com)]  
**Sent:** January 06, 2015 3:53 PM  
**To:** Sheri Young; Jeremy Demytruk  
**Subject:** FOI doc secured re: June 30 Humber River Spill

Hi Ms. Young, Mr. Demytruk

Using FOI I was able to secure a report from the Ontario Ministry of Environment and Climate Change in regards to the response to a spill I witnessed in Toronto. It seems to indicate that the City of Toronto chose to deal with the clean up efforts in house. They were not open with information to other officials or municipalities. They used booms that they applied twice and a vacuum truck to clean up the spill yet it seems they didn't test it for chemical composition. The source remains unknown. The chemical remains unknown. This is highly unreasonable in my view.

I have videos showing how this solvent was coming from under the water like a smoke stack where Albion Road crosses the Humber River to the East of Islington. It was not coming from a spill upstream because diluted chemicals would never appear this way. The report calls this OIL.

Again for your reference I provide the following You Tube videos taken on May 1st at 5:30 pm, taken after the spill was contained according to the FOI report. I did not see any booms on site or clean up effort at all. I called 911 regarding this so it's all on record.

<https://www.youtube.com/watch?v=QFCQZ06Yw3o&list=UU9kP8MXPxsOQ8BF1bkuL7lg>

<https://www.youtube.com/watch?v=HrYqqLbVks4&list=UU9kP8MXPxsOQ8BF1bkuL7lg>

I begged the MOE to do testing here. They refused. I begged them to take my water sample or to go to the site to do their own test. They refused.

I went to this location again in August and came with sterilized jars. I dug into the soil off shore, waited it to well up with water and I found the same chemical. I also found dead Crayfish in the area of the spill all the same size. Here are videos. Deleterious impacts on the aquatic community is evident.

<https://www.youtube.com/watch?v=jaLK-1RvXcU&list=UU9kP8MXPxsOQ8BF1bkuL7lg>

<https://www.youtube.com/watch?v=S1EvMVt6v20&list=UU9kP8MXPxsOQ8BF1bkuL7lg>

So again I called the Spills Action Centre, the NEB and MOE and all levels refused to test the chemicals or to pay a site visit to investigate. This in my view is unreasonable.

It would seem logical for the NEB to strictly mandate chemical analysis with each incident of a spill so companies responsible will be identified and held accountable for clean up costs rather than allowing discretionary powers of Municipalities to simply bypass the tests while putting the burden of clean up costs on area taxpayers. I don't know if there is a policy regarding this but if not their should be.

In my view this solvent is likely still in the area. All it takes is a few bore hole tests to find it. I would like to see this work done and these chemicals properly analysed to mitigate risks to the public and our fisheries.

The Ontario Ministry of Environment and Climate Change incident report secured by FOI is in the attachments for your reference. You will see my concerns are not without merit.

Yours in good faith.

Louissette Lanteigne  
700 Star Flower Ave.  
Waterloo Ont.  
N2V 2L2

## James Brunton

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**From:** Michael Benson  
**Sent:** February 17, 2015 1:56 PM  
**To:** butterflybluelu@rogers.com  
**Subject:** RE: Line 9 Leave to Open Response delayed almost a year.  
**Attachments:** Questions about the Enbridge Line 9B Leave to Open Process

Hello Ms. Lanteigne,

I hope that you are doing well. I would like to take this opportunity to remind you of an email that I send you on 24 July 2014. I have attached a copy of the email in case you forgot about it or in case you did not receive it for some reason (I know that email can be not entirely reliable). The attached email was my attempt to provide you with the relevant information in response to your questions.

Many months have passes since I sent you that email and several things have happened regarding the Enbridge Line 9B Reversal and Line 9 Capacity Expansion Project. As a result, I can now provide you with additional updated information in response to your questions.

1. Enbridge has filed an Application for an Order Pursuant to Section 47 of the National Energy Board Act for Leave to Open Facilities Approved Pursuant to NEB Order XO-E101-003-2014. This Leave to Open Application is for the Line 9B Reversal and Line 9 Capacity Expansion Project. So, it includes the Reversal portion of Line 9B, and the capacity expansion of the entire Line 9. Please note that the Line 9A segment (Line 9 Reversal Phase I Project (Hearing # OH-005-2011)) is operating in reversed direction since January 2014 (see: <https://docs.neb-one.gc.ca/ll-eng/llisapi.dll?func=ll&objId=894532&objAction=browse&viewType=1>). The current filing is the final Leave to Open Application so the Board will only grant leave if satisfied that the pipeline and facilities can be safely opened and or capacity expanded.
2. The filing requirements for a Leave to Open Application are found in the Guide T of the NEB's Filing Manual. These are general filing requirements that provide guidance to companies as to the type of information the Board would typically need to make a decision. The Board uses a risk-oriented approach to evaluate issues, considering the probability and consequences of potential issues, so general filing requirements may or may not be applicable or sufficient for all projects (for example, the leave to open for a previously operating pipeline).
3. Enbridge has the right to prepare a Leave to Open Application that they believe is appropriate for their project. It is the responsibility of the company to make its case before the Board. The Board will review the Leave to Open Application and the Board will only grant leave if satisfied that the entire pipeline can be safely opened for transmission.
4. You can find copies of Enbridge's Leave to Open Application on the NEB's website: <https://docs.neb-one.gc.ca/ll-eng/llisapi.dll?func=ll&objId=2679604&objAction=browse&viewType=1>, and <https://docs.neb-one.gc.ca/ll-eng/llisapi.dll?func=ll&objId=2679716&objAction=browse&viewType=1>. This includes the results of the pressure tests that Enbridge has done.
5. There is no formal public process associated with the Leave to Open Application. All of the correspondence related to the Leave to Open Application is posted on the NEB's Regulatory Documents Index (<https://docs.neb-one.gc.ca/ll-eng/llisapi.dll?func=ll&objId=2432299&objAction=browse&viewType=1>).
6. Most conditions require proof (for example, a report or a plan) to be provided by the company that the condition has been achieved. The Board assesses that proof and may require additional information from a company if the proof is not sufficient.
7. Conditions that are filed with the Board "for approval" will get a response letter from the Board to the Company (with a copy on the public record) either asking for additional information (refer to question #6) or indicating the Board's approval of the submission. All submissions related to the Enbridge Line 9B Reversal and Line 9 Capacity Expansion Project can be found here: <https://docs.neb-one.gc.ca/ll-eng/llisapi.dll?func=ll&objId=2679604&objAction=browse&viewType=1>.

[eng/llisapi.dll?func=ll&objId=2432299&objAction=browse&viewType=1](http://eng/llisapi.dll?func=ll&objId=2432299&objAction=browse&viewType=1). Conditions that are filed with the Board that are not “for approval” will not get a response letter.

8. If a condition is not met then the company cannot proceed to the “next stage”. For example, on the Enbridge Line 9B Reversal and Line 9 Capacity Expansion Project conditions 4 through 7 had to be met prior to construction, and conditions 9 through 20 had to be met before Enbridge could request leave to open.
9. The NEB is responsible for enforcing NEB rulings.
10. If someone feels a condition has not been met, then they can bring that to the attention of the Board. The NEB will diligently review/assess the matter and then enforce regulatory requirements (if required) to obtain compliance, deter future non-compliance, and prevent harm by using the most appropriate tool or tools available.

If you are interested in the topic of hydrotesting, I recommend that you look at the NEB’s Reasons for Decision (page 49):

### Hydrotesting

The Board notes the recommendation of Équiterre, based on the Accufacts Report, and of other Participants to require Enbridge to conduct hydrotesting of Line 9 prior to bringing the Project into service. However, the Board acknowledges Enbridge’s statement that there may be potential detrimental effects of hydrotesting the existing pipeline, including the potential to induce pressure reversal and cracks, or to grow cracks that do not fail during the test but may continue to grow in-service after and potentially as a result of hydrotesting. In addition, in its Table 3, the Accufacts Report notes that when ILI technology is proven it can reveal more about the condition of pipe than hydrotesting would, and that hydrotesting may not effectively identify some features, such as girth welds defects.

For these reasons, the Board elects to make no order at this time regarding hydrotesting of the pre-existing portions of Line 9. However, the Board has imposed **Condition 11** which requires Enbridge to provide its overall hydrotesting program in order for the Board to further understand Enbridge’s corporate approach to hydrotesting. After receiving the Updated EA and Enbridge’s filings in respect of completed repairs and ILI tool reliability, and after considering Enbridge’s corporate policies and approach with respect to hydrotesting, the Board may revisit the issue of requiring hydrotesting prior to granting LTO.

The Board denies Enbridge’s request for an exemption from section 47 of the NEB Act. Enbridge must apply for LTO with hydrotesting results for new facilities before it can bring the Project into service. As explained above, the Board will consider Enbridge’s response to **Conditions 9, 10 and 11**, to determine whether it ought to require Enbridge to perform hydrotesting on existing portions of Line 9. The Board has also imposed a number of additional conditions with which Enbridge must comply prior to applying for LTO.

As always, feel free to follow-up with me directly if you have any additional questions. As a Process Advisor, I am able to talk to you about the different NEB processes and the options that you have to participate in these different processes.

Regards,

**Michael Benson**

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*Government of Canada | Gouvernement du Canada*

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**From:** Louise Lantaigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** February 10, 2015 9:13 PM  
**To:** Michael Benson; Secretary; [kwynne.mpp@liberal.ola.org](mailto:kwynne.mpp@liberal.ola.org); [ahorwath-co@ndp.on.ca](mailto:ahorwath-co@ndp.on.ca); [Elizabeth.May@parl.gc.ca](mailto:Elizabeth.May@parl.gc.ca); [thomas.mulcair@parl.gc.ca](mailto:thomas.mulcair@parl.gc.ca); [stephane.dion@parl.gc.ca](mailto:stephane.dion@parl.gc.ca); [linda.duncan@parl.gc.ca](mailto:linda.duncan@parl.gc.ca); [pm@pm.gc.ca](mailto:pm@pm.gc.ca)  
**Subject:** Line 9 Leave to Open Response delayed almost a year.

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Dear Hon. Prime Minister and Ministers as well as National Board Representatives.

Almost a year has passed since I asked National Energy Board staff to answer basic procedural questions regarding Enbridge Line 9 and to date those questions have yet to be answered. I wanted to learn more about the Leave to Open process and now that Enbridge has already applied I am eager to get the responses. Time is of the essence.

Below is the email I sent to Mr. Michael Benson on March 13 2014. I will relay the fact that he did send me several emails stating he would follow up and he invited me to speak with him on the phone but I requested writing as my preferred method of communication. To date I have yet to get a written response. I wrote several times requesting this data.

These are procedural questions. It does not involve any disclosure of personal information or confidential materials. It is beyond me why there is such a huge delay on this issue but again I will, in good faith present the same questions to everyone in hopes that I will finally get the answers.

Thank you kindly for your time.

Louise Lantaigne  
700 Star Flower Ave  
Waterloo Ont.  
N2V 2L2

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**From:** Louise Lantaigne [<mailto:butterflybluelu@rogers.com>]  
**Sent:** March 13, 2014 1:46 PM  
**To:** Michael Benson; [kwynne.mpp@liberal.ola.org](mailto:kwynne.mpp@liberal.ola.org); [ahorwath-co@ndp.on.ca](mailto:ahorwath-co@ndp.on.ca); [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca); [Elizabeth.May@parl.gc.ca](mailto:Elizabeth.May@parl.gc.ca); [thomas.mulcair@parl.gc.ca](mailto:thomas.mulcair@parl.gc.ca); [stephane.dion@parl.gc.ca](mailto:stephane.dion@parl.gc.ca); [linda.duncan@parl.gc.ca](mailto:linda.duncan@parl.gc.ca); [jbradley.mpp.co@liberal.ola.org](mailto:jbradley.mpp.co@liberal.ola.org); [jspears@thestar.ca](mailto:jspears@thestar.ca); [gmercerc@therecord.com](mailto:gmercerc@therecord.com); [jgerretsen.mpp@liberal.ola.org](mailto:jgerretsen.mpp@liberal.ola.org); [pm@pm.gc.ca](mailto:pm@pm.gc.ca); [Leona.Aglukkaq@parl.gc.ca](mailto:Leona.Aglukkaq@parl.gc.ca); [catherinefife@on.ndp.ca](mailto:catherinefife@on.ndp.ca)  
**Subject:** Question about Line 9 ruling and Leave to Open

Hello Mr. Benson

It's delegate Louise Lantaigne of the Line 9 hearing. I read through the ruling and I'm trying to better understand what it means. The NEB ruling mandates a new application is needed for the Leave to Open process, that a request to bypass this was denied. I went to the NEB website and it sets the following conditions to secure Leave to Open such as

- confirmation that the test pressure did not fall below 97.5 percent of the minimum strength test pressure; and
- details regarding any unsuccessful pressure tests, including the cause of the test failure.
- a statement that hydrostatic testing was completed and found acceptable;

In light of this I have the following questions.

1. Is the Leave To Open application applicable to only to Line phase B or is it required to review the totality of Line 9 from Sarnia to Westover?

2. How is the scope of the test area determined and by whom? Is the criteria defined in a policy or is it based on discretionary powers?
3. Does Enbridge have the procedural ability to request a limited the scope of these tests?
4. Can the public at any point view the findings of the pressure tests both successful and unsuccessful? If so what protocol is used to access this data?
5. Is there any public input during the application phase of Leave to Open? If so I would like to be notified of this process.

Also in regards to the agreed upon conditions as outlined in the Line 9 ruling beyond the Leave to Open issue

6. What measures are in place to secure that the conditions have been reasonably met? Is there a sign off point or submission of documented proof required to show these tasks have been completed?
7. If there is written proof required to show that conditions have been reasonably met, what protocol can the public use to review that data?
8. When it comes to NEB rulings, if the conditions are not met, what are the consequences of non compliance?
9. What agencies are responsible to enforce NEB rulings?
10. If the public witnesses non compliance to an NEB ruling, is it up to them to pay out of pocket to raise matters in the courts or is it the responsibility of the NEB to facilitate corrective action and/or charges?

I ask these questions because I secured concessions at the Ontario Municipal Board in the past, witnessed violations and was told if I wanted to seek contempt charges it was up to me to pay out of pocket to raise the concern in the courts. After paying over \$20,000 for the OMB process I could not reasonably afford to do it so I was left watching the damages get done as this firm got away with it without any adverse consequences.

I pray that the NEB does not have the same procedural weakness as the Ontario Municipal Board to rely on concerned citizens to enforce these very important rulings. Canada deserves better than that to protect our national interest, communities and water supplies.

I have taken the time to forward this to others who know of my concerns who may also share the desire to hear the response of these same questions.

Please respond to all of us in writing in a timely manner.

Thank you kindly for your time.

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Waterloo ON  
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