

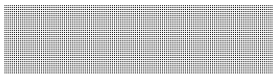
**Dominelli, David (ENE)**

**From:** Alexandre.Borges@cn.ca  
**Sent:** February 29, 2008 7:21 AM  
**To:** Dominelli, David (ENE)  
**Subject:** C of A Hornpayne

Good morning David, as discussed yesterday I spoke with KGS and they are in the process of obtaining the C of A for Hornpayne. All will be completed by end of March 2008

If you have any questions please feel free to call me. Have a great day.

Thank You  
Alexandre Borges  
CN Environment Officer Ontario  
905-669-3377 Office



s.21

SH151 Mar 20/2008 I called Gord Acton  
749-6700 x232. Requested to call me  
back. *imaf*  
March 24/2008  
SH13 Gord Acton called back. He will  
emphasize agreement with Alex to meet  
deadline *imaf*

2008/02/29

002040



390 Bay Street, Suite 500  
Sault Ste. Marie, Ontario  
Canada P6A 1X2  
Tel. 705.949.6700  
Fax 705.949.2465

[www.wishartlaw.com](http://www.wishartlaw.com)

February 1, 2008

**VIA FAX: 942-6327**

**ATTN: DAVID DOMINELLI**  
MINISTRY OF THE ENVIRONMENT  
NORTHER REGION  
SUDBURY DISTRICT OFFICE  
SAULT STE. MARIE AREA OFFICE  
289 BAY STREET, 3<sup>RD</sup> FLOOR  
SAULT STE MARIE ON P6A 1W7

Dear Sir:

**RE: Provincial Officers Order Reference No. 8405-795SRF**  
**Reference Number 8405-795-SRF**

In confirmation of your telephone attendance with Alex Borges I confirm that KGS out of Thunder Bay has been retained and given the go ahead to complete the application.

Yours very truly,  
WISHART LAW FIRM LLP

GORDON P. ACTON  
Telephone Ext.: 232  
Email: [gacton@wishartlaw.com](mailto:gacton@wishartlaw.com)  
Assistant: Trish Evans  
Telephone Ext.: 228  
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GPA/te

Cc: clients



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December 21, 2007

VIA FAX: 942-6327

VIA EMAIL: [rod.stewart@ontario.ca](mailto:rod.stewart@ontario.ca)

**ATTN: MR ROD STEWART**  
MINISTRY OF THE ENVIRONMENT  
NORTHERN REGION  
289 BAY ST., 3<sup>RD</sup> FLOOR  
SAULT STE MARIE ON P6A 1W7

Dear Sir:

**RE: Canadian National Railway Company**  
**Ministry of Environment Reference 8405-795SRF**

I confirm that we act for Canadian National Railway Company and confirm our discussions yesterday.

s.21 Our client would like some indulgence in respect of complying with items no. 1 and 2 set out in the Order, given the fact that David Sutherland, Environmental Officer for the Great Lakes Region has now been transferred to Edmonton and the responsibilities for this file have been now taken over by a person who at this moment is not completely familiar with the situation. [REDACTED]

[REDACTED] and therefore his ability to bring the new Great Lakes Environment Officer up to speed will be hindered.

CN has a firm on retainer from Thunder Bay who are capable of filing the application for the Certificate of Approval, if their services are necessary for the filing of the application. In the circumstances therefore on behalf of our client we would request an extension of the time lines in the Order as follows:

1. For the retention of a third party consultant who can assist in the filing of the application an extension of the time to January 31<sup>st</sup>, 2008;
2. In respect of the filing of the application for Certificate of Approval an extension of the time to the 28<sup>th</sup> of February, 2008.

excellent solutions.

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-2-

Thank you for your cooperation and assistance in this regard.

Yours very truly,  
**WISHART LAW FIRM LLP**



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Telephone Ext.: 232  
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**Ministry of the Environment**

Northern Region  
Sudbury District Office  
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**Ministère de l'Environnement**

Direction régionale du Nord  
Bureau du district de Sudbury  
Bureau du secteur de Sault Ste Marie  
289 Bay Street, 3e étage  
Sault Ste Marie ON P6A 1W7  
Télécopieur: (705)942-6327  
Téléphone : (705) 942-6306



November 22, 2007

David Sutherland  
Canadian National Railway Company  
1 Administration Road  
P.O Box 1000  
Concord, ON, L4K 1B9

**RE:** Ministry of the Environment Compliance Inspection of the East End  
Sewage Works on November 14, 2007  
Reference Number 8405-795SRF

Dear Mr. Sutherland,

The Ministry of the Environment conducted an inspection of the East end sewage works located in the Canadian National Railway Hornepayne Yard on November 14, 2007. During the inspection compliance issues with the Ontario Water Resources Act were observed. The purpose of this letter is to serve, by mail, Provincial Officer's Order # 3412-796PY2 and the accompanied Provincial Officer's Report. The purpose of the Order is to address identified non-compliance with the Ontario Water Resources Act, related to the establishment and operation of a sewage works without the required Certificate of Approval.

Please note that the procedures for a Request for Review are included on page 3.of the Order. I have also attached the Inspection Report that was prepared as a result of the inspection. Do not hesitate to contact me should you have any questions.

Yours truly,

A handwritten signature in black ink, appearing to read "David Dominelli", written over a horizontal line.

David Dominelli  
Environmental Officer  
Sault Ste. Marie Area Office

File Storage Number: SI-AL-HP-RA-410