

# MLT AIKINS

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May 10, 2017

Via email: [sallerston@mvlwb.com](mailto:sallerston@mvlwb.com)

Via fax: 867.873.6610

**Mackenzie Valley Land and Water Board**

7<sup>th</sup> Floor, 4922 - 48 Street

P.O. Box 2130

Yellowknife, NT X1A 2P6

**Attention: Shannon Allerston, Regulatory Officer  
Board Members**

Dear Sirs and Mesdames:

**Re: NTPC v. Carters – Taltson Compensation Re-Hearing Agenda**  
**File No.: 028268-0004**

We are writing further to the Carters' request to call an Elder as part of their presentation at the compensation re-hearing next week.

The Carters would like to call Elder Albert Boucher to speak as part of their presentation time. Elder Boucher will speak briefly regarding the ongoing and adverse impacts to Nonacho Lake resulting from the Northwest Territories Power Corporation's (NTPC) continued operations, including impacts on water levels and fish and fish habitat. Elder Boucher's comments will assist the Board in determining the extent and duration of the adverse effects as required under subsection 14(5) of the *Northwest Territories Waters Act*.<sup>1</sup>

Furthermore, NTPC has argued that the Carters' personal observations cannot be relied upon.<sup>2</sup> We anticipate that it would assist the Board to hear from a third party with no interest in the outcome of the proceedings.

We look forward to hearing from you regarding the foregoing.

Sincerely,

**MLT AIKINS LLP**

Per:

Eleanor Olszewski, Q.C.

EAO:ajq

cc: Doug Evanchuk & Sean Parker, Counsel for NTPC  
Sheldon Toner & Caroline Wawzunek, Counsel for MVLWB

<sup>1</sup> SC 1992, c 39, repealed by *Northwest Territories Devolution Act*, SC 2014, c 2, s 66.

<sup>2</sup> Submissions of Northwest Territories Power Corporation (18 April 2017) at 4-5.

**From:** [Shannon Allerston](#)  
**To:** [Permits](#)  
**Subject:** FW: NTPC v. Carters - Taltson Compensation Re: Hearing Agenda  
**Date:** Wednesday, May 10, 2017 11:58:01 AM  
**Attachments:** [image003.png](#)  
[Letter to Mackenzie Valley Land and Water Board, May 10, 2017.pdf](#)

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Carter Formal Request for New Witness at Re-Hearing  
MV2011L4-0002

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**From:** Richelle B. Bergquist [mailto:RBergquist@mltaikins.com]  
**Sent:** May-10-17 11:53 AM  
**To:** Shannon Allerston  
**Cc:** Amanda Gauthier; 'Sean Parker'; Doug Evanchuk; 'sheldon@dragontoner.ca'; 'caroline@dragontoner.ca'; Eleanor Olszewski; Jessica Buhler  
**Subject:** NTPC v. Carters - Taltson Compensation Re: Hearing Agenda

Good Morning Shannon,

Please see attached correspondence sent on behalf of Eleanor Olszewski.

Regards,

**Richelle Bergquist**

**Legal Assistant**

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