

# Enbridge Northern Gateway Project

## Joint Review Panel

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File OF-Fac-Oil-N304-2010-01 01  
25 January 2013

Mr. Andrew Jones  
President  
North Island Marine Mammal Stewardship Association  
PO Box 554  
Alert Bay, BC V0N 1A0

Dear Mr. Jones:

**Northern Gateway Pipelines Inc. (Northern Gateway)**  
**Application for the Enbridge Northern Gateway Project**  
**Hearing Order OH-4-2011**  
**Notice of Motion filed by Mr. Andrew Jones dated 15 January 2013**  
**Ruling No. 138**

The Joint Review Panel (Panel) for the Enbridge Northern Gateway Project (Project) is in receipt of a motion filed by Andrew Jones dated 15 January 2013, asking the Panel for permission to schedule an oral statement in Vancouver on 30 January 2013 or 1 February 2013 past the oral statement scheduling deadline of 30 September 2012.

The motion states that Mr. Jones, as President of the North Island Marine Mammal Stewardship Association (NIMMSA), was registered to provide an oral statement in Port Hardy. However, the oral statements in Port Hardy were re-scheduled from the original timeframe of November 2012 – March 2013 to 7 and 8 August 2012, and Mr. Jones was unable to attend at that time. The motion further states that Mr. Jones never received notice of opportunities to re-schedule his oral statement at other locations and therefore missed the scheduling deadline.

The Panel notes that Mr. Jones was provided with e-mail notification of alternative scheduling options, and had the ability to view the oral statement schedule on the Panel's website. As such, Mr. Jones was in the same position as any other party, to reschedule his oral statement. The Panel has set deadlines to ensure a fair and efficient process for all parties and is not persuaded, in this situation, to waive the scheduling deadline.

For these reasons, the motion is denied.

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Should you have any questions, please contact Ms. Carol Vats, Legal Counsel at 403-299-3643 or 1-800-899-1265.

Yours truly,

A handwritten signature in blue ink, appearing to read 'S. Young', with a stylized flourish at the end.

for  
Sheri Young  
Secretary to the Joint Review Panel