



LETTER No. L-100-09

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VIA E-MAIL

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November 6, 2009

BC HYDRO

WANETA TRANSACTION

EXHIBIT A-11

Mr. David M. Aaron
Barrister & Solicitor
Box 479,
Nelson, BC V1L 5R3

Dear Mr. Aaron:

Re: British Columbia Hydro and Power Authority
Project No. 3698565/Order G-97-09A
Acquisition from Teck Metals Ltd. of an Undivided One-Third Interest
in the Waneta Dam and Associated Assets

Application for an Extension of Deadline to File Written Evidence

This is in response to your letter of November 1, 2009 requesting leave for the Sinixt Nation ("Sinixt") to file their experts' opinion letters on November 13, 2009 in accordance with the extension of the date for Intervenor to file written evidence in Commission Order L-98-09 (Exhibit A-10).

British Columbia Hydro and Power Authority ("BC Hydro") replied on November 4, 2009 (Exhibit B-16) and noted that "... the Sinixt Nation came to the process late and expressly advised the BCUC and BC Hydro that 'we are prepared to provide our submissions and evidence in support of the application by the October 30, 2009 deadline...', and it was on that basis that BC Hydro did not object to the Sinixt's late application for intervenor status. BC Hydro submitted that the Sinixt should not be entitled to file additional evidence at a later date.

The Commission has previously granted an extension to other participants to file evidence by 12:00 noon, Friday, November 13, 2009, and in so doing noted the need to balance the desire to provide an opportunity to file evidence that may be material to the proceeding against the requirement for the review of the Waneta Transaction to proceed in an orderly and timely fashion that is consistent with the commercial realities of the transaction.

The Commission concludes that granting the requested extension to 12:00 noon, Friday, November 13, 2009 for the Sinixt to file written evidence will help to ensure that the record before the Commission is as complete as possible, and will not have a significant impact the regulatory process and timetable. The Sinixt are hereby granted the requested extension, which is limited to the filing of its experts' opinion letters.

Depending on whether or not Sinixt receive Information Requests on their written evidence, some subsequent filing dates may also change, as shown on the Revised Regulatory Timetable that is Appendix A to this Letter.

The Commission strongly reminds the Sinixt and their counsel, together with other participants, of the need to comply with their undertakings and the established Revised Regulatory Timetable, and to copy all other participants with all submissions that they file.

Yours truly,

Original signed by:

Constance M. Smith

for: Erica M. Hamilton

JBW/cms

Enclosure

cc: Ms. Joanna Sofield
Chief Regulatory Officer
British Columbia Hydro and Power Authority
(bchydroregulatorygroup@bchydro.com)
Registered Intervenor
(BCH-Waneta-RI)

An Application by British Columbia Hydro and Power Authority
for the Acquisition from Teck Metals Ltd. of an Undivided One-Third Interest
in the Waneta Dam and Associated Assets

REVISED REGULATORY TIMETABLE

ACTION	DATE (2009)
Commission Information Request No. 1	Thursday, July 23
Registration of Intervenor and Interested Parties with the Commission	Wednesday, August 5
BC Hydro Responses to Information Request No. 1	Tuesday, August 11
Procedural Conference	Monday, August 17
BC Hydro files Definitive Agreements, Reports and Updates	Tuesday, September 22
Workshop in Vancouver, commencing 9:00 a.m.	Thursday, September 24
Commission Information Request No. 2 and Intervenor Information Request No. 1	Monday, October 5
Participant Assistance Budgets	Tuesday, October 13
BC Hydro responses to Information Requests	Friday, October 23
Registrations for Presentations at Community Input Session	Thursday, October 29
Applications for an Oral Phase of the Hearing	Friday, October 30
Intervenor written Evidence	Friday, October 30
Information Requests to Intervenor	Thursday, November 5
Community Input Session in Trail, commencing 1:30 p.m.	Thursday, November 5
Replies to Applications for an Oral Phase	Friday, November 6
Okanagan Nation Alliance, Ktunaxa Nation Council and the Sinixt written Evidence	12 noon, Friday, November 13
Intervenor Responses to IRs	Wednesday, November 18
Information Requests to ONA, KNC and Sinixt	Thursday, November 19
(If no IRs to ONA, KNC, Sinixt) BC Hydro written Final Submission	Wednesday, November 25
(If no IRs to ONA, KNC, Sinixt) Intervenor written Final Submissions	Friday, December 4
(If no IRs to ONA, KNC, Sinixt) BC Hydro written Reply	Friday, December 11
(If IRs to ONA, KNC, Sinixt) ONA, KNC, Sinixt Responses to IRs	Wednesday, December 2
(If IRs to ONA, KNC, Sinixt) BC Hydro written Final Submission	Wednesday, December 9
(If IRs to ONA, KNC, Sinixt) Intervenor written Final Submissions	Thursday, December 17
(If IRs to ONA, KNC, Sinixt) BC Hydro written Reply	Thursday, December 24