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HAND DELIVERED AND EMAILED

August 31, 2011

Brian Shiller
11 Prince Arthur Avenue
Toronto, Ontario
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Dear Mr. Shiller,

Re: Shawn and Tricia Drennan and the Kingsbridge II project

Please be advised that we represent Shawn and Tricia Drennan in respect of the above noted proposed project.

The Drennans live on a family farm located in Ashfield-Colbourne-Wawanosh Township, the same Township in which the industrial windfarm "Kingsbridge I" currently operates, and a second industrial windfarm, "Kingsbridge II" has been proposed by Capital Power Corporation. According to the proposed draft site plan, Kingsbridge II will see upwards of 150 wind turbines built. One of these proposed turbines will be as close as 650m to the Drennan's home.

The Drennan family has retained our office for the purposes of appealing the approval of the project, which appeal will come on for hearing before the Environmental Review Tribunal.

It is our understanding that you acted as counsel in respect of agreements arrived at with wind turbine companies. We further understand that you represented the following six affected parties in this regard: Ross and Helen Forester, Kent Wylds, Glen Wylds, Barbara Basser, John and Sandra MacLeod, and Barbara Ashbee.

We further understand the agreements for which you were counsel pertained, in the case of the first five of the above affected parties, to residences in or around Ripley, a neighbouring community to the Drennans. The wind turbine companies that were parties to these agreements were Suncor Energy Projects Inc. and Acciona Wind Energy Projects Inc.

Finally, in respect of the sixth affected parties listed above, Barbara Ashbee, who resided in Amaranth, the involved wind turbine company was Canadian Hydro Developers, Inc. wholly owned and operated by TransAlta Corporation.

Given the pending Environmental Review Tribunal proceedings, our firm is engaged in the process of gathering evidence as it pertains to the issue of adverse event reporting (meaning reports of negative health effects arising from wind turbines) for the purposes of the preparation of expert reports. Your clients represent individuals who may have relevant information on the effects, if any, of living in close proximity to wind turbines.

Could you please obtain instructions with a view to the affected parties being interviewed by representatives of our office regarding what effects (health or otherwise), if any, that the wind turbines had on them personally? In order to assist your clients to understand the context for the interview request, we draw your attention to following passages from the recent Kent Breeze decision (July 2011):

There is actually a lack of pre-reviewed science on both sides of this debate...If numerous studies are undertaken to check for associations between turbines and serious health effects, the Tribunal can look at all of the results to determine whether a particular legal test has been satisfied. Further peer-reviewed science on the association and causation questions would be a welcome development in the debate. More informed decisions will no doubt be possible if further study is undertaken.

It is clear that we are not yet at the third stage of research on a new condition where intensive research has been completed so as to determine causation. We are at a much earlier stage, where there have been adverse event reports and some exploratory studies, such as the Nissenbaum Study. It is, therefore, no surprise that the legal test, which requires proof of harm, has not been satisfied when the applicable scientific evidence is in such an early stage of development.¹

With a view to providing reasonable preparation time in respect of any expert report, it is essential that these interviews are conducted forthwith. We would be grateful for your early response to the above.

Yours very truly,
FALCONER CHARNEY LLP



Julian N. Falconer

¹ *Erikson v Director, Ministry of the Environment*. (July, 2011) Case Nos :10-121/10-122 (Environmental Review Tribunal) at page 193-194 and 196