



Canadian Environmental Law Association
L'Association canadienne du droit de l'environnement

243 Queen Street W., 4th Floor, Toronto, Ontario M5V 1Z4, telephone (416) 977-2410

September 27, 1988

Mr. Fred Leitch, Q.C.
O'Connor, Leitch
Barristers and Solicitors
Suite 300-Hopedale Mall
1515 Rebecca Street
Oakville, Ontario
L6L 5G8

Dear Mr. Leitch:

Re: Halton Landfill Hearing

Further to our conversation of September 26, we are writing to confirm that our clients will oppose any motion brought by you to put Dr. Eyles' witness statement before the Board. The results of Dr. Eyles' test pit investigation have been known to your client since April 1988, and there has been ample opportunity for you to have put this information before the Board, either by way of cross-examination, or in reply. Obviously, a decision was made not to bring it forward at that time.

There is therefore no rationale for reopening your case since this information was available to you prior to the commencement of your reply.

Should you decide to proceed with your motion, we would ask that you provide us with copies of all documentation pertaining to all investigations undertaken by your client in regard to proposed site D.

Yours very truly,

CANADIAN ENVIRONMENTAL LAW ASSOCIATION

Toby Vigod

Toby Vigod
Counsel for the West Burlington Citizens Group

TV/sf

cc. D. Hodgson
M. McQuaid
J. Tidball
E.A. Cronk
S. Garrod