

**Environment and Land Tribunals  
Ontario**  
Environmental Review Tribunal

**Tribunaux de l'environnement et de  
l'aménagement du territoire Ontario**  
Tribunal de l'environnement



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October 8, 2013

T.W. Bermingham  
Blake, Cassels & Graydon LLP  
199 Bay Street  
Suite 4000, Commerce Court West  
Toronto, ON M5L 1A9

Dear Mr. Bermingham:

**Re: Nestlé Canada Inc. v. Director, Ministry of the Environment**  
**Case No.: 12-131**

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Further to the Tribunal's letter dated September 18, 2013, the Tribunal has not received any objection to the withdrawal of your client's appeal in the above-noted matter.

Pursuant to Rule 199 of the Tribunal's Rules of Practice and Practice Directions, the Tribunal is dismissing this proceeding and closing its file.

Yours truly,

A handwritten signature in black ink, appearing to read "Dirk VanderBent".

Dirk VanderBent  
Vice-Chair

cc: Justin Jacob, Legal Services Branch, Environment (Counsel for the Director, Ministry of the Environment)  
William Amos and John Swaigen, Ecojustice (Counsel for the Council of Canadians and Wellington Water Watchers)  
Gord Miller, Environmental Commissioner of Ontario