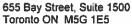
Environment and Land Tribunals Ontario

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

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.

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