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Vice President and Chief Regulatory Officer
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BY COURIER

July 9, 2009

Ms. Kirsten Walli
Secretary
Ontario Energy Board
Suite 2700, 2300 Yonge Street
P.O. Box 2319
Toronto, ON.
M4P 1E4

Dear Ms. Walli:

EB-2008-0272 – Hydro One Networks 2009 and 2010 Electricity Transmission Revenue Requirements – Hydro One Networks’ Comments on Intervenor Cost Claims

I write to advise that Hydro One will raise no issues with respect to the claims from Building Owners and Managers Association, London Property Management Association, Consumers Council of Canada, Canadian Manufacturers and Exporters, Energy Probe, Pollution Probe, Vulnerable Energy Consumers Coalition and School Energy Coalition. Hydro One does have comments on Mr. Lewis Balogh, Association of Major Power Consumers in Ontario (“AMPCO”) and Electricity Distributors Association (“EDA”).

Hydro One objects to the claim filed by Mr. Lewis Balogh. Mr. Balogh appeared in this proceeding as an independent intervenor on the basis of being an affected landowner and has claimed \$4,348.72. \$2,250.00 is for an honorarium and \$2,098.72 is for disbursements. Mr. Balogh's claim includes a per diem rate of \$300 per day to cover his business costs while attending the proceeding.

Hydro One notes that the Board advised Mr. Balogh in acknowledging and accepting his eligibility for costs (letter of January 13, 2009) that –

"You will not be eligible to claim re-imburement for the time you spend on the proceeding."

Hydro One further notes that Mr. Balogh did not provide receipts for all of his disbursements. We believe that only those expenses with receipts and consistent with the OEB Direction on January 13, 2009 should be allowed.

With respect to the cost claim of the EDA, Hydro One would request the Assessment Officer to review the activities claimed by EDA and ensure that the activities are related to the review of AMPCO's Evidence.

Hydro One notes that the Board advised the EDA in acknowledging and accepting his eligibility for costs (letter of January 30, 2009) that –

“The Board has determined that the Electricity Distributors Association is eligible to apply for an award of costs under the Board's Practice Direction on Cost Awards, but only in respect of costs related to the evidence submitted by AMPCO in the proceeding.”

Hydro One would also request that the Assessment Officer review the claim filed by AMPCO. Hydro One does not believe that AMPCO should be awarded the total amount claimed since AMPCO's focus dealt largely with one issue.

Sincerely,

Susan Frank

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