

July 31 2009

HAND DELIVERED AND EMAIL

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St. Suite 2701
Toronto, Ontario, M4P 1E4

Dear Ms. Walli,

**Save The Toronto Bluffs – Notice of Intervention Board Files EB-2009-0180;
EB-2009-0181; EB-2009-0182; EB-2009-0183**

This letter is to formally request intervenor status be granted to John Laforet, acting on behalf of Save the Toronto Bluffs in the Application by 1798594 Ontario Inc. for a distribution licence; Applications by Toronto Hydro Energy Services Inc. and 1798594 Ontario Inc. for leave to sell street lighting assets; and Application by Toronto Hydro-Electric System Limited and 1798594 Ontario Inc. for leave to amalgamate.

This notice of intervention has been copied to the Applicants via the email addresses provided in the application.

Sincerely,

John Laforet

Representative of Save the Toronto Bluffs

cc: J. Mark Rodger, Borden Ladner Gervais LLP (by email)
cc: L Wilde, 1798594 Ontario Inc (by email)
cc: P. Sardana, Toronto Hydro-Electric System Limited (by email)
cc: C. Tyrrell, Toronto Hydro Energy Services Inc. (by email)

Ontario Energy Board

IN THE MATTER OF an Application by 1798594 Ontario Inc. for a distribution licence; Applications by Toronto Hydro Energy Services Inc. and 1798594 Ontario Inc. for leave to sell street lighting assets; and Application by Toronto Hydro-Electric System Limited and 1798594 Ontario Inc. for leave to amalgamate.

NOTICE OF INTERVENTION OF JOHN LAFORET ON BEHALF of SAVE THE TORONTO BLUFFS

1. Application

John Laforet on behalf of Save the Toronto Bluffs applies for Intervenor status relating to board files EB-2009-0180; EB-2009-0181; EB-2009-0182; EB-2009-0183.

2. Description of Intervenor and its Membership

Save The Toronto Bluffs is a grassroots community organization made up of over 1000 Toronto Hydro customers who have a direct interest in the business plans and interests of Toronto Hydro Energy Services. A volunteer Executive Board of members runs Save the Toronto Bluffs primarily from Scarborough Ontario. Supporters of Save the Toronto Bluffs have actively and fully participated in all aspects of Toronto Hydro Energy Services recent Crown Land Use application process with the Ministry of Natural Resources, commencing August 2008.

Supporters of this grassroots organization have written hundreds of letters, asked hundreds of questions, attended all public consultations, written submissions to the Ministry of Natural Resources, the Ministry of Energy and Infrastructure, the Minister of Environment and other government agencies as it relates to Toronto Hydro Energy Services Crown Land Use application.

Its membership is made up of individual Toronto Hydro customers, and professionals with relevant experience in the medical, scientific, engineering, and legal communities.

3. Save the Toronto Bluffs Interest in the Proceeding

1798584 Ontario Inc, Toronto Hydro Energy Services Inc, and Toronto Hydro-Electric System Limited are all wholly owned by Toronto Hydro Corporation, which in turn is wholly owned by the City of Toronto. The interest of Save the Toronto Bluffs in these proceedings can be summarized under three headers – safety, transparency and interest in Toronto Hydro Energy Services financial interests.

i) Safety

As residents of Toronto, the safe maintenance of Toronto Hydro Energy Services street lighting assets, which were formerly owned by the City of Toronto until 2006 is of great interest and importance to all residents of the City of Toronto, including members of Save the Toronto Bluffs.

ii) Transparency

The proposals outlined in Board Files EB-2009-0180; EB-2009-0181; EB-2009-0182; EB-2009-0183 by 1798594 Ontario Inc; Toronto Hydro Energy Services Inc.; Toronto Hydro-Electric System Limited involve a significant sum of public money and an asset whose safe operation is essential to the public's safety and well being. As a result, it is important that independent experts and residents be granted full participation in the proceedings.

iii) Interest in Toronto Hydro Energy Services Financial Interests

Members of Save the Toronto Bluffs have a significant interest in the financial dealings of Toronto Hydro Energy Services as another proposal that has seen members of Save the Toronto Bluffs very actively participating in the regulatory approvals process is largely contingent on Toronto Hydro Energy Services being able to finance a project of a large scale. A sale of assets that results in a windfall of cash that Toronto Hydro Energy Services can be expected to deem 'operating profit' as was done when this organization sold Toronto Hydro Telecom has a direct impact on the viability of another project residents are already extremely involved in.

4) Description of Previous Participation in Toronto Hydro Corporation Approvals Processes

Members of Save the Toronto Bluffs responded to a newspaper ad advising residents of an application for a land use permit by Toronto Hydro Energy Services in August 2008. Subsequent to that, members engaged Toronto Hydro Energy Services officials, Ministry of Natural Resources officials and appropriate elected officials for more information, questions, comments and concerns relating to Toronto Hydro Energy Services proposal. In October 2008, over three hundred supporters of Save the Toronto Bluffs attempted to participate in a public consultation that had to be cancelled due to overwhelming response. In November 2008, hundreds of supporters of Save the Toronto Bluffs actively participated in a Toronto Hydro Energy Services consultation process. Demand for additional community participation led to Toronto Hydro Energy Services having to hold a third community consultation and being provided with over two hundred questions from supporters varying from a general to technical nature. As an active member of Save the Toronto Bluffs, - John Laforet has written over 60 000 words relating to Toronto Hydro Energy Services business areas as part of an effort to inform members of the public and participate in decision making.

5) Nature and Scope of Save the Toronto Bluffs Proposed Participation In These Proceedings

John Laforet on behalf of Save the Toronto Bluffs intends on actively participating in the proceedings related to the previously mentioned board files on a full time basis as it relates to the parts of the proceedings which are of particular interest or where members of Save the Toronto Bluffs expertise is relevant.

Save the Toronto Bluffs' main interests in the above mentioned board files include the necessity for one subsidiary within Toronto Hydro Corporation to sell assets to a newly created numbered company entirely owned by Toronto Hydro Corporation to allow that newly created numbered company to merge with yet another subsidiary entirely owned by Toronto Hydro Corporation and for some sixty million dollars of public money to be exchanging hands between these three subsidiaries of Toronto Hydro Corporation. Members of Save the Toronto Bluffs feel the appropriateness of this transaction needs to be explored with active citizen participation and oversight.

Save the Toronto Bluffs also believe it is important to determine the need for the board to declare Toronto Hydro Energy Services lighting assets a 'distribution system' and whether this decision is being made for reasons of public good, or due to a narrower purpose of business that Toronto Hydro Electric System carries out.

Save the Toronto Bluffs is working with an individual who has attained Bachelor of Applied Science with Division of Engineering Science at the University of Toronto, is a current Masters of Engineering candidate with Department of Mechanical and Industrial Engineering at the University of Toronto. This individual has more than two years working in electrical engineering design and project management in light-industrial environment. He has experience with designing and analyzing a variety of electrical systems, including roadway lighting, high and low voltage distribution and cathodic protection systems. He is registered as Engineer in training (EIT) with the Professional Engineers of Ontario (PEO) in addition to being a Member of the Institute of Electronic and Electrical Engineers (IEEE). This is in addition to working with another licenced Electrical Engineer who has been active in participating in Toronto Hydro Energy Services approval process with the Ministry of Natural Resources.

Through the participation of a Save the Toronto Bluffs member with a direct background in public infrastructure electrical engineering, Save the Toronto Bluffs intends to explore the rationale and validity of the 'distribution system' designation being proposed for Toronto's street light assets, in addition to how an internal asset and wealth transfer 'will result in enhanced safety, increased efficiencies and reliability and the prevention of unauthorized access to street lighting infrastructure' as the applicants submit on page three of their notice as it is already Toronto Hydro Corporation employees in Toronto Hydro Corporation owned trucks servicing those Toronto Hydro Corporation owned assets.

6) Format of Hearing Requested

Save The Toronto Bluffs anticipates actively participating in proceedings through the submission of evidence, argument, interrogatories, and the cross examination of applicants where appropriate. As such, Save the Toronto Bluffs seeks an Oral Hearing for Board items EB-2009-0180; EB-2009-0181; EB-2009-0182; EB-2009-0183 to facilitate this.

7) The Intervenor does not intend to seek an award for costs from the applicants.

8) The Intervenor intends to fully participate in hearings using only the English Language.

9) Contact Information for the Service and Delivery of documents

Save the Toronto Bluffs recognizes the impacts of paper products on environmental degradation and therefore requests where possible the applicants, and board provide electronic delivery of documents where possible.

Documents that cannot be delivered electronically should be delivered to:

John Laforet
3304-18 Yonge Street
Toronto, ON M5E 1Z8
416-879-2628
john.laforet@laforet.ca