



July 31, 2009

By E-mail and Overnight Courier

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

Ian Blue, Q.C.

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tel: 416.869.5352
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file # 37929-7

Dear Ms. Walli:

**Re: Intervention of the City of Toronto re
Board File No. EB-2009-0180/0181/0182/0183
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**

We act for the City of Toronto ("City") in this matter. The City requests Intervenor status. This application for Intervenor status is subject only to ratification by City Council which is scheduled to meet commencing on August 5, 2009.

(a) The City is Canada's largest city, Ontario's capital and an economic engine of Ontario and Canada.

The City is a municipality subject to the *City of Toronto Act*, S.O. 2006, c. 11. Under the *City of Toronto Act*, the City must be able to do the following things in order to provide good government:

1. Determine what is in the public interest for the City.
2. Respond to the needs of the City.
3. Determine the appropriate structure for governing the City.
4. Ensure that the City is accountable to the public and that the process for making decisions is transparent.
5. Determine the appropriate mechanisms for delivering municipal services in the City.

6. Determine the appropriate levels of municipal spending and municipal taxation for the City.
7. Use fiscal tools to support the activities of the City.

Under its responsibility to determine the appropriate mechanisms for delivery of municipal services in 5 above, the City has provided for street lighting services within the city by customer-arrangement with Toronto Hydro Energy Services Inc.

The City owns all the shares in Toronto Hydro Corporation which in turn wholly owns all of the Applicants in this matter.

The City wishes to intervene in these applications in order to support them and to assist the Board in ensuring that the City's ability to discharge its responsibility for the provision of street lighting services is not prejudiced by the approval or by any conditions of the approval of the applications.

- (b) The City intends to participate in the hearing by, if necessary:
 - (1) submitting information requests;
 - (2) participating in pre-hearing and/or settlement conferences;
 - (3) cross-examining witnesses should there be an oral hearing;
 - (4) submitting final argument.
- (c) The City requests copies of all written evidence.
- (d) The City intends to seek an award of costs for both inside and outside counsel.
- (e) The City does not intend to participate in the hearing using the French language.
- (f) The representatives of the City are:

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Yours truly,

A handwritten signature in cursive script, appearing to read 'Ian Blue', followed by a horizontal line.

IAN BLUE

IAB/sh

cc: Distribution List – All Applicants