



July 8, 2010

**DELIVERED BY HAND AND BY E MAIL**

Ontario Energy Board  
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Our File No.: 37347-053

Attention: Ms. Kirsten Walli, Board Secretary  
E Mail: boardsec@oeb.gov.on.ca

Dear Sirs/Mesdames:

**Re: In the Matter of a Notice of Intention to Make an Order Against Summitt Energy Management, dated June 17, 2010**

As you know, we have been asked to represent Summitt Energy Management Inc. in connection with the above-referenced matter and the companion Interim Order for Compliance, both dated June 17, 2010. In this regard, we would also refer you to the Procedural Order No. 1 of the Ontario Energy Board (the "OEB") in this matter dated June 28, 2010.

Pursuant to the above-referenced Notice of Intention and Procedural Order, our client is required to elect whether to request a Hearing, and communicate that election to the OEB by no later than July 9, 2010.

By this letter, our client requests a Hearing on a date to be set by the OEB. In accordance with the Notice of Intention and the Rules of the OEB, we are concurrently filing six (6) copies of this request by hand with the Board Secretary, and have forwarded one (1) copy by E mail to her. As a courtesy, we also forward a copy of this letter to Legal Counsel at the OEB.



Should you have any questions or wish to discuss this matter, please feel free to contact the undersigned at your convenience. We look forward to receipt of your confirmation of this request.

Yours very truly,

A handwritten signature in black ink, appearing to read "Marc Mercier", is written over a light blue horizontal line.

**Marc Mercier**

MRM/ewf

- cc. Mary Anne Aldred, General Counsel, Ontario Energy Board
- Maureen Helt, Legal Counsel, Ontario Energy Board
- Michael Millar, Legal Counsel, Ontario Energy Board
- Chris Marijan, Regulatory Policy and Compliance, Ontario Energy Board
- Summitt Energy Management Inc.
- Stephen Selznick, Cassels Brock & Blackwell LLP