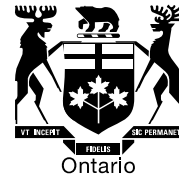


**Ontario Energy  
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Toronto ON M4P 1E4  
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**Commission de l'énergie  
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**BY E-MAIL**

January 19, 2009

Peter Faye  
Counsel  
Lake Ontario Waterkeeper  
42 Eastwood Cres.  
Markham ON L3P 5Z7

Dear Mr. Faye:

**Re: Ontario Power Authority -Integrated Power System Plan  
Motion by LOW to Vary Cost Awards Decision  
Procedural Order No. 1  
Board File No.: EB-2009-0014**

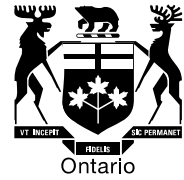
The Board has issued Procedural Order No 1 regarding the above noted matter.

Yours truly,

*Original signed by*

Kirsten Walli  
Board Secretary

cc: Miriam Heinz, Ontario Power Authority  
George Vegh, McCarthy Tetrault  
James Harbell, Stikeman Elliot  
Glenn Zacher, Stikeman Elliot  
Mark Mattson, LOW



**EB-2009-0014**

**IN THE MATTER OF** sections 25.30 and 25.31 of the *Electricity Act, 1998*;

**AND IN THE MATTER OF** an application by the Ontario Power Authority for review and approval of the Integrated Power System Plan and proposed procurement processes;

**AND IN THE MATTER OF** a notice of motion by Lake Ontario Waterkeeper to vary a decision of the Ontario Energy Board.

### **PROCEDURAL ORDER NO. 1**

The Ontario Power Authority (the “OPA”) filed an application with the Ontario Energy Board dated August 29, 2007 under the *Electricity Act, 1998*, S.O. 1998, c. 15, Sched.

A. The applicant is seeking an order of the Board approving the Integrated Power System Plan (“IPSP”) and certain procurement processes. The Board assigned file number EB-2007-0707 to this application.

The Board has proceeded with its review of the IPSP in two phases. Phase 1 involved the determination of an Issues List for the proceeding. Phase 2 involves the review of evidence filed by the OPA and other parties. The Board issued its Decision and Order on cost awards for the Phase 1 work on May 8, 2008.

The Board noted in Procedural Order No. 3 that, in response to several requests, it would invite applications for costs at the conclusion of the interrogatory process (Phase 2A) and the Board has determined that applications for costs for Phase 2A of the proceeding would include that period up to and including September 2, 2008.

The Board issued its Decision and Order on Cost Awards for the Phase 2A Interrogatory Process of the IPSP Proceeding on November 28, 2008.

Lake Ontario Waterkeeper ("LOW") filed a motion with the Board on December 17, 2008 related to the November 28, 2008 Phase 2A Decision and Order. LOW is requesting an order to vary the cost awards decision to permit costs claimed by LOW for a community meeting in Moosonee. LOW seeks an increase of \$6,884.02 to cover the cost of arranging and attending the meeting in question. LOW states that a written hearing may be sufficient to deal with the motion.

The Board has decided to hear the motion in writing.

**THE BOARD ORDERS THAT:**

1. If Board staff wishes to make submissions on the motion, it shall do so by way of written submission filed with the Board and copied to LOW and the OPA no later than **Friday January 23, 2009**.
2. If the OPA wish to make submissions on the motion, it shall do so by way of written submission filed with the Board and copied to LOW and the OPA no later than **Wednesday January 28, 2009**.
3. If LOW wishes to reply to any submission, it shall do so by way of written submission filed with the Board and copied to the OPA no later than **Wednesday February 4, 2009**.

All filings to the Board must quote file number EB-2009-0014, and consist of an electronic copy in searchable / unrestricted PDF format filed through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca), and three paper copies sent to the address below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca). If the web portal is not available you may email your document to [BoardSec@oeb.gov.on.ca](mailto:BoardSec@oeb.gov.on.ca). Those who do not have internet access are required to submit all filings on a CD or diskette in PDF format, along with three paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary and be received no later than 4:45 PM on the required date.

**DATED** at Toronto, January 19, 2009.

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary