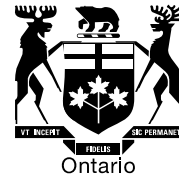


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BY E-MAIL

January 19, 2009

Adam White
Association of Major Power Consumer in Ontario
372 Bay St. Suite 1702
Toronto ON M5H 2W9

Dear Mr. White:

**Re: Ontario Power Authority -Integrated Power System Plan
Motion by AMPCO to Vary Cost Awards Decision
Procedural Order No. 1
Board File No.: EB-2009-0013**

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
All Parties in EB-2007-0707



EB-2009-0013

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 the Association of Major Power Consumers in Ontario, the Ontario Mining Association and the Ontario Federation of Agriculture 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. The Association of Major Power Consumers in Ontario (“AMPCO”), the Ontario Mining Association (“OMA”) and the Ontario Federation of Agriculture (“OFA”) (collectively “AMPCO et al”) filed a motion with the Board on December 22, 2008 related to the November 28, 2008 Phase 2A Decision and Order. AMPCO et al requests an order to vary the cost awards decision in regard to amounts charged by Mr. Adam White (for AMPCO only) as well as the Board’s denial of 25% of the costs claimed by the OMA, the OFA and AMPCO (after the denial of costs applied to Mr. White’s claim). AMPCO seeks an increase of \$47,906.25 as a result of the denial of 25% of the costs claimed by Mr. White and a further increase of \$104,622.14, \$58,218.91, \$12,731.25 to AMPCO, OMA and OFA respectively as a result of the denial of 25% of the costs claimed by these three parties.

The Board has decided to hear the motion in writing.

Intervenors who are eligible for costs in the IPSP proceeding may file cost claims for their participation in this motion proceeding. Cost recovery will be limited to the preparation of submissions related to the relief sought by AMPCO, OFA and OMA with regard to the Board’s denial of a portion of their costs claimed.

THE BOARD ORDERS THAT:

1. Board staff and/or the OPA seeking information and material that is in addition to AMPCO et al’s notice of motion for review and variance shall request it by written interrogatories filed with the Board and delivered to AMPCO et al, the OPA and all the intervenors to the IPSP proceeding no later than **Wednesday January 28, 2009**.
2. AMPCO et al shall file complete responses to all interrogatories with the Board and deliver all the responses to the OPA and all the intervenors to the IPSP proceeding no later than **Wednesday February 4, 2009**.
3. Any party, including Board staff and the OPA, that wishes to make submissions on the motion shall do so by way of written submission filed with the Board and copied to AMPCO et al, the OPA, and all other parties to the IPSP proceeding no later than **Wednesday February 11, 2009**.

4. If AMPCO et al wishes to reply to any submission, it shall do so by way of written submission filed with the Board and copied to all parties no later than **Wednesday February 18, 2009.**

All filings to the Board must quote file number EB-2009-0013, 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, 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. If the web portal is not available you may email your document to 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