

VIA RESS, COURIER & EMAIL

January 20, 2009

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, Ontario
M4P 1E4

Dear Ms. Walli:

**Re: Ontario Power Authority
2009 Expenditure and Revenue Requirement Submission
Ontario Energy Board File No. EB-2008-0312**

This letter is submitted pursuant to Procedural Order No. 1 issued by the Board in connection with the 2009 Revenue Requirement Submission of the Ontario Power Authority ("OPA").

A proposed Issues List for this proceeding is attached as Appendix B to Procedural Order No. 1. The Order states that the OPA and intervenors may make submissions by January 13, 2009 on the proposed Issues List. The Order also states that the OPA may respond to the submissions of intervenors (and intervenors may respond to submissions of the OPA) by January 20, 2009.

The OPA did not make any submissions on the proposed Issues List and it received submissions only from Energy Cost Management Inc. ("ECMI") and Energy Probe. The OPA will respond to the submissions of both of these parties in this letter.

In its submissions, Energy Probe referred to the Decision of the Board with respect to the OPA's 2008 Revenue Requirement Submission (EB-2007-0791) in which (at page 11) the Board made comments about the OPA's workforce requirements and hiring practices. Energy Probe proposed that an additional issue be added to the Issues List to reflect the Board's comments. The OPA submits, however, that the additional issue put forward by Energy Probe is already captured in Issue 5.3 in the proposed Issues List and is therefore redundant. Further, the OPA submits that adding new words to describe an issue that is already included in the Issues List potentially adds confusion rather than clarity to the Issues List.

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ECMI's submissions go to the merits of certain matters of interest to ECMI. While the OPA disagrees with the assertions made by ECMI, the OPA will not respond further at this time, because ECMI has not made submissions about an appropriate Issues List for this proceeding.

Yours truly,

A handwritten signature in black ink, appearing to read 'Martha McOuat', with a stylized, cursive script.

Martha McOuat
Senior Regulatory Analyst
Ontario Power Authority

cc: Mr. Fred Cass, Aird & Berlis (by e:mail and courier)
EB-2008-0312 Intervenors (by e:mail)