



**ECMI**

energy cost management inc.

1236 Sable Drive Burlington, Ont. L7S 2J6  
Phone: (905) 639-7476 Fax: (905) 639-1893

Ontario Energy Board  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, Ontario  
M4P 1E4  
ATT: Kirsten Walli, Secretary  
January 23, 2009.

Dear Ms. Walli,

**EB-2008-0312**  
**Ontario Power Authority (OPA)**  
**Proposed 2009 Revenue Requirement Submission**

Based on the response to submissions by the OPA dated January 20, 2009, it is apparent that the OPA may be relying on the November 2008 approval of the business plan by the Minister of Energy and Infrastructure. ECMI's identification of the Board's fundamental statutory duty of price stability has merit, but ECMI also recognises that the Board may be limited in its scope to managing adverse customer impact given the Minister's pre-approval of the OPA's 2009 Budget.

Considering the preceding, ECMI will be unable to participate in the Settlement Conference but will participate in the Argument stage of this process.

Respectfully submitted for the Board's consideration,

*Original signed by R. White*

Roger White  
President

cc Applicant, Intervenor & Observers listed in Appendix A of Procedural Order No. 1.