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Toronto, April 24, 2009

Board Secretary  
Ontario Energy Board  
2300 Yonge Street, Suite 2700  
P.O. Box 2319  
Toronto, Ontario M4P 1E4

Attention: Kirsten Walli

Dear Ms. Walli:

**RE: Bluewater Power Distribution Corporation  
2009 Rate Application  
EB-2008-0221**

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We are writing in regard to the cost claims filed by Intervenors in this proceeding.

We make this submission with reference to the Board's caution contained in Procedural Order #1 ("PO#1") that "intervenors should be mindful of the potential impact of these costs upon ratepayers." Appendix "A" to PO#1 set out as a guide the approved cost awards from 2008 rate applications averaging 0.36% of proposed revenue requirement and \$1.51 per customer. Applying that guideline to Bluewater Power's application, the utility might have expected total cost claims ranging from \$55,000 to \$75,000. The utility budgeted as part of its rebasing costs three Intervenors at \$20,000, which would have been in-line with the guideline.

The cost claims filed with the Board can be summarized as follows:

Association of Major Power Consumers of Ontario	\$ 20,174
Vulnerable Energy Consumers of Canada	\$ 22,628
School Energy Coalition	\$ 23,934
Canadian Manufacturers and Exporters	\$ 35,848
<b>TOTAL</b>	<b><u>\$102,585</u></b>

In light of the total cost claims relative to the guide set out in PO#1, and the fact that the procedural steps of an oral hearing, written argument and presentation of the Settlement Proposal to the Board were avoided, we are concerned about the magnitude of the total costs claimed. To that end, we request that the CME's claim should be examined since it is almost 50% higher than the next highest claim. If the CME's claim cannot be justified, we request that the CME's cost claim be reduced to the level of the next highest cost claim.

Yours very truly,

**Ogilvy Renault LLP**

A handwritten signature in black ink, appearing to read 'Andrew Taylor', written in a cursive style.

Andrew Taylor

AT/rd