

Aiken & Associates

578 McNaughton Ave. West
Chatham, Ontario, N7L 4J6

Phone: (519) 351-8624
Fax: (519) 351-4331
E-mail: raiken@xcelco.on.ca

May 1, 2009

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2700
Toronto, Ontario, M4P 1E4

Dear Ms. Walli:

Re: EB-2008-0003 – Written Submissions of the LPMA on the Board’s Revised Proposed Amendments to the Transmission System Code

These are the written submissions of the London Property Management Association (“LPMA”) on the Board’s Revised Proposed Amendments to the Transmission System Code dated April 15, 2009.

LPMA has restricted its comments to those issues where revisions to the October proposed amendments have been proposed (i.e. Section III.D).

1. Cost Responsibility for Generation Facilities “Outside” the Renewable Resource Cluster

LPMA agrees with and supports the revision proposed. In addition to the problem described in which a generation facility could fall outside of a resource cluster, even if the geographic boundaries could be determined, there could be situations in which an enabler facility, or part of an enabler facility, could be designed to serve more than one resource cluster. In such situations it is more appropriate that each generation facility connected to the enabler facility should pay its pro-rata share of the cost of the enabler facility.

2. Security Deposits

The Board had originally proposed that generators were within a resource cluster could be required to pay a security deposit. As noted, the purpose of a security deposit is to

provide the transmitter some measure of risk mitigation to reflect the possibility that the customer for which the facility is being constructed does not actually connect to the transmission system.

This Board is now proposing to abandon this approach and to confirm that security deposits are not payable in relation to the construction of enabler facilities. The rationale for this change is that the concern related to customers not connecting to the transmission facility that is being constructed for their use does not apply in the case of an enabler facility since several generation facilities are expected to connect to the enabler facility over time after the enabler facility has been completed. LPMA accepts the change and agrees with the rationale for the change.

3. Load Connections

LPMA agrees with the outcomes described as being appropriate. If no additional costs are incurred related to the load connection, then no capital contribution should be required. Similarly, if costs are incurred to modify the enabler facility, then a capital contribution may be required.

The Board may also want to consider the circumstances in which a load connection involves self generation such that it may be a net generator at times. In such a situation, the Board may want to consider whether the load connection should pay a capital contribution. This may well depend on whether or not any modifications are required in the enabler facility to accommodate the potential generation impact of the load connection.

4 i. Definition of Enabler Facility

LPMA agrees that it should be clarified that an enabler facility will be owned and operated by a transmitter.

4 ii. Definition of Renewable Generation

LPMA supports the alignment of the definition of renewable generation as generation facilities that generate electricity using a renewable energy source, as defined in the *Electricity Act, 1998*.

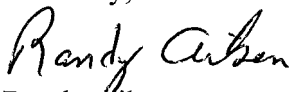
4 iii. Determination of Capital Contribution

LPMA agrees that the capital contribution should be based on the depreciated cost, or net book value, of the facility at the time of a generator's connection to an enabler facility.

LPMA also agrees with the consideration of the length of the line used by the generator in determining the generator's pro-rate share of the cost of an enabler facility. This revision could have potentially significant impacts on the determination of capital contributions for generation facilities "outside" of the resource cluster (Issue 1 above). The revised approach appears to LPMA to be appropriate and fair.

If you require any further information or clarification, please contact me.

Sincerely,


Randy Aiken
Aiken & Associates