



June 9, 2009

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street
27th Floor
Toronto, ON M4P 1E4
Attention: Ms. Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: Combined PILs Proceeding, EB-2008-0381

On April 27, 2009, the Board issued Procedural Order No. 5 in the above noted matter. In that Order, the Board required *ENWIN* and the other applicants to file interrogatory responses and make submissions on further procedural steps. *ENWIN* filed its interrogatories with the Board on April 30, 2009. *ENWIN*'s submissions on further procedural steps follow.

ENWIN submits that its initial evidence and its responses to the interrogatories have built a comprehensive and sufficient record. To the extent Board Staff wishes to run more scenarios or examine the operation of its own models with *ENWIN*'s data, the models and feeder data have now been filed. In order to facilitate these proceedings, *ENWIN* generally acceded to Board Staff's requests to run scenarios on, and comment on the operation of, Board Staff's models. Going forward, *ENWIN* suggests that Board Staff has the models and feeder data to create its own evidence and arguments as may be needed to conclude this matter.

ENWIN submits that the next appropriate step is for the Board to make known its criteria and methodology for disposition of account 1562. *ENWIN* has operated for the past 8 years on the assumption it would be eligible to completely dispose of all correct entries in account 1562. However, the questions put to *ENWIN* in the technical conference and interrogatories suggest that this may not be the case. In order for *ENWIN* to submit meaningful final submissions, it is necessary that *ENWIN* understand its "case to meet". This is particularly so if the "case to meet" is other than demonstrating that *ENWIN*'s entries into account 1562 were correct based on the Board's previously published methodologies (e.g. SIMPIL models).

Once the foregoing is clear, *ENWIN* submits that the parties should then file final submissions and the Board should make its order to dispose of account 1562. At that time, it would also be appropriate for *ENWIN* to receive direction on closing out contra account 1563.

Yours very truly,

***ENWIN* Utilities Ltd.**


Per: Andrew J. Sasso