

# AIRD & BERLIS LLP

Barristers and Solicitors

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## Via Email and Delivered

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
27th Floor  
2300 Yonge Street  
Toronto, ON M4P 1E5

Dear Ms. Walli:

**Re: PowerStream Inc. 2009 Cost of Service Electricity Distribution Rates  
Board File No. EB-2008-0244  
Intervenor: Smart Sub-Metering Working Group**

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Please find attached two hard copies of the Argument of the Smart Sub-Metering Working Group ("SSMWG"). A copy in searchable PDF format is being forwarded electronically.

In the interests of accuracy, Mr. Maclure reviewed a response given to a question asked by the Chair, which appears at page 221 of the Transcript Volume 1, June 15, 2009. Mr. Maclure indicated he believed that Enbridge Electric Connections Inc.'s ("EECI") market share might be slightly larger than PowerStream's.

Mr. Maclure subsequently reviewed EECI's customer base in PowerStream's service territory in 2007 and 2008, and determined that EECI only had five condominiums under contract, four in 2007 and one in 2008 (four new and one retrofit). Relative to the 27 buildings served by PowerStream, it is clear that EECI's market share is smaller.

Yours very truly,

AIRD & BERLIS LLP

Original signed by,

Dennis M. O'Leary

DMO/ct  
Enclosures

cc The Applicant  
cc Intervenors  
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