

**Ontario Energy
Board**
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**Commission de l'énergie
de l'Ontario**
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BY E-MAIL

September 7, 2007

Guy Paquette
Director of Legal Affairs
Kruger Energy Inc.
3285 Chemin Bedford
Montreal, PQ H3S 1G5

Mike Crawley
President
AIM PowerGen Corporation
200 Consumers Road
Suite 604
Toronto, ON M2J 4R4

Dear Mr. Paquette and Mr. Crawley:

**Re: Notice of Proposal under Section 81 of the *Ontario Energy Board Act, 1998*
Kruger Energy Inc.
Board File Number EB-2007-0691**

The Board received a notice of proposal under section 81 of the *Ontario Energy Board Act, 1998* (the "Act") from Kruger Energy Inc. ("KEI") on July 17, 2007. The Board assigned file number EB-2007-0691 to this matter. The Board received a letter from AIM PowerGen Corporation ("AIM") on September 5, 2007 requesting a meeting with the Board regarding file number EB-2007-0691.

Under section 81 of the Act, if a generator or affiliate of a generator wishes to acquire an interest in or construct a transmission or distribution system in Ontario, it must first give the Board notice of its proposal to do so. The Board then has 60 days to consider whether it will initiate a formal review of the proposal. Subsection 82(3) of the Act states that the Board shall approve a proposal under section 81 if it determines that the impact of the proposal would not adversely affect the development and maintenance of a competitive market.

The Board has considered AIM's request. If AIM wishes to provide a submission, it must file three paper copies, and if possible an electronic copy in searchable PDF

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format, to the Board Secretary and deliver one copy to KEI. The submission must be received by September 10, 2007. The submission must quote file number EB-2007-0691.

If KEI wishes to respond to the submission, it must file the response with the Board Secretary in the form of three paper copies, and if possible an electronic copy in searchable PDF format, and deliver one copy to AIM. The response must be received by September 11, 2007.

Please note that the opportunity to comment on the notice of proposal does not constitute a review of the Board under section 82 of the Act nor does it constitute a notice of review under section 81 of the Act. The Board has not yet determined whether it will or will not review KEI's notice of proposal.

Please direct any questions relating to this matter to Violet Binette, Advisor at 440-7674 or e-mail, Violet.Binette@oeb.gov.on.ca.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary