

VIA E-MAIL

October 15, 2009

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

RE: Request to Participate – Late Intervention Request - EB-2009-0275

Further to the notice dated September 10, 2009 from the Ontario Energy Board (“Board”), the Federation of Rental-housing Providers of Ontario (FRPO) respectfully requests that it be granted participant status as an interested party in the above-noted proceedings.

FRPO requests a determination in its eligibility for a cost award in this process and offers the following information in support of its request.

FRPO is Ontario’s leading advocate for quality rental housing, representing over 800 private owners and managers who supply over 250,000 rental suites across the province. As a not-for-profit organization, FRPO does not have other funding sources to ensure experienced representation to participate in and assist the Board in these regulatory proceedings.

FRPO recognizes that this request is being made after the deadline specified in the Board’s Notice of Application. The late request is attributable to that the fact that FRPO was only made aware of the proceeding today as a result of communication initiated by another intervenor seeking to discuss interrogatories being prepared for this proceeding. Neither FRPO nor its gas consultant DR QUINN & ASSOCIATES LTD. (DRQ) were recipients of the applicant’s filings, notices of application or the procedural order. The apparent oversight is likely attributed to the fact that FRPO was not a participant in the EB-2008-0220 proceeding. However, FRPO was an engaged participant in the EB-2009-0052 and EB-2009-0101 proceedings of earlier this year and recognizes the value of ongoing participation on behalf of its membership.

Given the passage of time and the progress made by the Board in this matter, FRPO does not want to delay the process geared toward an early November resolution. With prior client commitments that preclude submission of interrogatories for the deadline tomorrow, FRPO is willing to rely on the interrogatories of other intervenors for discovery. FRPO, through its consultant DRQ, will ensure that it is prepared to represent its interests and the public interest prior to commencement of the settlement proceeding and will not ask for further relief. It is

submitted that, under these conditions, no one will be prejudiced if the Board grants FRPO participant status and cost award eligibility in this proceeding.

If the relief requested is granted, then FRPO asks that further communications in respect to this matter be sent to the following:

Mr. Dwayne Quinn
DR QUINN & ASSOCIATES LTD.
160 White Pine Cres.,
Waterloo, Ontario
N2V 1C1

Phone: (519) 500-1022

Email: drquinn@rogers.com

Thank you for your consideration of this request.

Respectfully Submitted on Behalf of FRPO,



Dwayne R. Quinn
Principal
DR QUINN & ASSOCIATES LTD.

cc: V. Brescia (FRPO)
Interested parties of EB-2009-0101