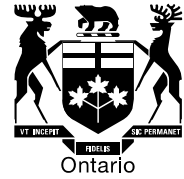


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BY E-MAIL AND WEB POSTING

February 22, 2010

To: All Licensed Electricity Distributors
Building Owners and Managers Association of the Greater Toronto Area
Canadian Manufacturers and Exporters
Consumers Council of Canada
London Property Management Association
Pollution Probe
Vulnerable Energy Consumers Coalition

**Re: Notice of Hearing for Cost Awards
Consultation on Time-of-Use Pricing Framework
Board File: EB-2007-0672**

Background

On April 17, 2008, the Ontario Energy Board (the "Board") initiated a consultation process in relation to potential revisions to the methodology for setting time-of-use electricity prices under the Regulated Price Plan. On that date, the Board released for comment a Board staff Discussion Paper entitled *Regulated Price Plan – Time-of-Use Prices: Design and Price Setting Issues*. The Board's April 17, 2008 letter indicated that cost awards would be available to eligible persons under section 30 of the *Ontario Energy Board Act, 1998* (the "Act") in relation to the provision of comments on the Board staff Discussion Paper, up to a maximum of 30 hours, and that any costs awarded would be recovered from all licensed electricity distributors based on their respective distribution revenues.

In accordance with the Board's February 19, 2009 Decision on Cost Eligibility and Filing

of Cost Claims, the following participants were found to be eligible for an award of costs in relation to their participation in this consultation:

- Building Owners and Managers Association of the Greater Toronto Area
- Canadian Manufacturers and Exporters
- Consumers Council of Canada
- London Property Management Association
- Pollution Probe
- Vulnerable Energy Consumers Coalition
(collectively, the “eligible participants”).

Also in accordance with the Board’s February 19, 2009 Decision on Cost Eligibility and Filing of Cost Claims, and given the completion of this consultation, the eligible participants were directed to file their cost claims by March 1, 2010.

Notice of Hearing

The Board is initiating this hearing on its own motion in order to determine the cost awards that may be made in accordance with section 30 of the Act in relation to the consultation on potential revisions to the methodology for setting time-of-use electricity prices under the Regulated Price Plan. The file number for this hearing is EB-2007-0672.

The Board intends to proceed by way of written hearing unless a party can satisfy the Board that there is a good reason for not holding a written hearing. If a party wants to object to a written hearing, the objection must be received by the Board no later than **7 days** after the date of this Notice.

Assuming that the Board does not receive any objections to a written hearing, the hearing will follow the process set out below.

1. As set out in the Board’s February 19, 2009 Decision on Cost Eligibility and Filing of Cost Claims, eligible participants shall submit their cost claims by **March 1, 2010**. Two copies of the cost claim must be filed with the Board and one copy is to be served on each licensed electricity distributor. The cost claims must be completed in accordance with section 10 of the Board’s *Practice Direction on Cost Awards*.

2. Licensed electricity distributors will have until **March 15, 2010** to object to any aspect of the costs claimed. A copy of the objection must be filed with the Board and one copy must be served on the eligible participant against whose claim the objection is being made.
3. An eligible participant whose claim was objected to will have until **March 22, 2010** to make a reply submission as to why its cost claim should be allowed. A copy of the reply submission must be filed with the Board and one copy is to be served on the objecting distributor.

The Board will then issue its decision on cost awards. The Board's costs may also be addressed in the cost awards decision.

Service of cost claims, objections and reply submissions on other parties may be effected by courier, registered mail, facsimile or e-mail.

All submissions in this hearing (i.e., cost claims, objections and replies) will form part of the public record. Copies of the submissions will be available at the office of the Board during normal business hours and the submissions may be published on the Board's website.

Participants must file two paper copies and one electronic copy of their submissions with the Board Secretary by **4:30 pm** on the required dates. The Board requests that participants make every effort to provide electronic copies of their filings in searchable/unrestricted Adobe Acrobat (PDF) format, and to submit their filings through the Board's web portal at www.errr.oeb.gov.on.ca. A user ID is required to submit documents through the Board's web portal. If you do not have a user ID, please visit the "e-filings services" webpage on the Board's website at www.oeb.gov.on.ca, and fill out a user ID password request. Additionally, participants are requested to follow the document naming conventions and document submission standards outlined in the document entitled "RESS Document Preparation – A Quick Guide" also found on the "e-filing services" webpage. If the Board's web portal is not available, electronic copies of filings may be filed by e-mail at boardsec@oeb.gov.on.ca. Those that do not have internet access should provide a CD or diskette containing their filing in PDF format.

All submissions must quote file number **EB-2007-0672** and include your name, address, e-mail address, telephone number, and fax number.

If you do not file a letter objecting to a written hearing or do not participate in the hearing by filing written submissions in accordance with this Notice, the Board may proceed without your participation and you will not be entitled to further notice in this proceeding.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary