

March 31, 2010

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VIA COURIER & EMAIL

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, Suite 2700
Toronto, ON M4P 1E4

Attention: Ms. Kirsten Walli - Board Secretary

Dear Ms. Walli:

**Re: Proposed Amendments to the Distribution System Code
Ontario Energy Board File No. EB-2010-0038**

We are the solicitors for the International Brotherhood of Electrical Workers, Construction Council of Ontario (the "IBEW-CCO").

In accordance with the Board's March 10, 2010 Notice of Proposal to Amend a Code, Proposed Amendments to the Distribution System Code, please find enclosed three (3) copies of the IBEW-CCO's written submissions in respect of the proposed amendments. We confirm that an electronic copy of these submissions have also been filed by email to boardsec@oeb.gov.on.ca.

We thank you in advance for your consideration of these submissions.

Yours truly,

KOSKIE MINSKY LLP



Ernest A. Schirru
EAS:rc

Enclosure

IBEW-CCO
Attention: Jack Dowding

ONTARIO ENERGY BOARD

PROPOSED AMENDMENTS TO THE DISTRIBUTION SYSTEM CODE

Comments of the

International Brotherhood of Electrical Workers Construction Council of Ontario

I. THE INTEREST OF THE IBEW-CCO

1. The International Brotherhood of Electrical Workers Construction Council of Ontario (the "IBEW – CCO") is a certified council of trade unions composed of 13 Local Unions of the International Brotherhood of Electrical Workers (the "IBEW") in Ontario. The IBEW-CCO has been party to a series of collective agreements with the Electrical Trade Bargaining Agency of the Electrical Contractors Association of Ontario (the "ECAO"). The IBEW-CCO is the bargaining agent for, *inter alia*, over 15,000 journeymen and apprentice electricians and linemen working in various sectors of the construction industry in Ontario that are covered by its collective agreements with the ECAO, which itself represents some 850 electrical contractors bound by the IBEW-CCO collective agreements.
2. The IBEW's journeyman and apprentice members employed by ECAO contractors are engaged in a broad range of electrical services, including the planning, siting, construction and maintenance of power lines, poles and transformers; the construction and maintenance of substations; the construction and maintenance of power generation equipment and facilities (powerhouse and all related inside and interconnection wiring); and the construction and maintenance of interconnection facilities.

II. POSITION OF THE IBEW-CCO

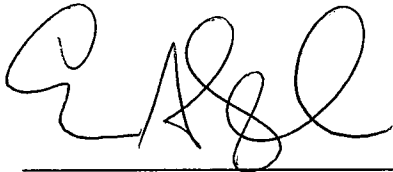
3. The livelihood of IBEW members in Ontario represented by the IBEW-CCO are directly impacted by the ability of the ECAO's contractor members to participate

in an alternative bid market that is governed by an alternative bid policy that has a clearly defined scope and application.

4. The IBEW-CCO has reviewed the submissions of the ECAO made in respect of the Ontario Energy Board's March 10, 2010 Proposed Amendments to the Distribution System Code which are to be filed on April 1, 2010. The IBEW-CCO shares the ECAO's view that the proposed amendments will help to clarify the appropriate scope and application of the alternative bid policy. This clarity will ensure that the policy will continue to serve the Provincial Government's policy objectives, the Ontario Energy Board's distribution system regulatory responsibilities and the interests of Ontario's distribution customers. For this reason, the IBEW-CCO endorses and adopts the submissions of the ECAO.

ALL OF WHICH IS RESPECTFULLY SUBMITTED

Koskie Minsky LLP, per:

A handwritten signature in black ink, appearing to read 'EAS', written over a horizontal line.

Ernest A. Schirru

Solicitors for the IBEW-CCO

March 31, 2010