

July 9, 2010

VIA EMAIL AND RESS

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27<sup>th</sup> Floor  
Toronto, ON  
M4P 1E4

Dear Ms. Walli:

**Re: EB-2010-0008 – Ontario Power Generation Inc. 2011-2012 Payment  
Amounts for Prescribed Facilities**

By letter dated July 2, 2010, Ontario Power Generation Inc. ("OPG"), wrote to the Ontario Energy Board ("OEB") requesting confidential treatment for certain portions of its 2010 – 2014 business plans for the Nuclear and Hydroelectric businesses (collectively, the "Business Plans") and for certain portions of its Business Case Summaries (the "BCSs") included as part of the pre-filed evidence (the "Proposed Confidential Information").

In the process of complying with Procedural Order No. 1, OPG has now discovered that for several of the BCSs for the nuclear facilities only, it has inadvertently sought protection of some information that was protected in EB-2007-0905 which may no longer require confidential treatment due to the passage of time. In anticipation of submissions with respect to the Proposed Confidential Information, OPG has been working over the last two days to clarify how quickly it can advise the OEB and parties that have signed the Declaration and Undertaking as to what parts of the Proposed Confidential Information could be placed on the public record and what OPG believes is confidential.

Having regard to the submission timelines set out in Procedural Order No. 2 and the effort being expended by Board staff and intervenors, OPG was hopeful that it could today publish a full listing of the parts of the Proposed Confidential Information that could now go on the public record. However, OPG has determined that key OPG personnel necessary to make the assessment will not be available until Wednesday July 14, 2010. On this basis, we write this letter on behalf of OPG to advise the parties of this matter and to apologize for this occurrence and any inconvenience this circumstance may cause.

Pursuant to Procedural Order No. 2, parties will be segregating interrogatories on the basis of whether they relate to confidential information or not. In light of the issue set out above, OPG will, in responding to interrogatories, identify any interrogatories that relate to information that is included in OPG's current request for confidentiality but is later made public and will place these interrogatories on the public record.

For clarity, there is no change to the request for confidentiality that OPG seeks with respect to the Tax Returns, the Business Plans or the BCSs that relate to the regulated hydroelectric facilities or the Darlington Refurbishment Project. OPG will only seek to withdraw its request for confidential treatment of some of the Proposed Confidential Information found in the nuclear facilities BCSs. These are found in Ex.D2-1-2, Attachment 1 and Ex.F2-3-3, Attachment 1 (in Volume 4 of OPG's pre-filed evidence). OPG expects that by Thursday, July 15, 2010, it will be able to provide to Board staff and the eligible intervenors, a comparison document that shows for each of these BCSs what information OPG initially sought to protect as confidential, and what information it now seeks to protect.

Yours truly,

[Original signed by]

Charles Keizer