



August 17, 2010

DELIVERED BY E MAIL AND BY HAND

Ontario Energy Board
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Our File No.: 37347-053

Attention: Ms. Kristen Walli, Board Secretary
E Mail: boardsec@oeb.gov.on.ca

Dear Ms. Walli:

Re: IN THE MATTER OF a Notice of Intention to Make an Order for Compliance, Suspension and an Administrative Penalty Against Summitt Energy Management, dated June 17th, 2010

Case Number: EB-2010-0221

Further to Procedural Order No. 3 in the above-noted matter, please find attached Summitt Energy Management Inc.'s Memorandum of Fact and Law, Book of Authorities, and the Supplementary Affidavit of Daniel Lester, sworn August 17, 2010, filed in accordance with the Board's direction on electronic filing.

We are concurrently serving electronic copies on Compliance Staff and the University of Western Ontario Community Legal Services, and will be forwarding two hard copies of these materials via courier to the Board as well as a hard copy to each of Compliance Staff and CLS.

Yours truly,

Stephen Selznick



SIS/jb
Enclosures

cc. Maureen Helt, Legal Counsel, Ontario Energy Board (via email)
Phil Tunley, Stockwoods LLP (via email)
Faiz Hirani, University of Western Ontario Community Legal Services
Marc Mercier, Cassels Brock & Blackwell LLP
Summitt Energy Management Inc.