

August 25, 2010

Chris G. Paliare
Ian J. Roland
Ken Rosenberg
Linda R. Rothstein
Richard P. Stephenson
Nick Coleman
Margaret L. Waddell
Donald K. Eady
Gordon D. Capern
Lily I. Harmer
Andrew Lokan
John Monger
Odette Soriano
Andrew C. Lewis
Megan E. Shortreed
Massimo Starnino
Karen Jones
Robert A. Centa
Nini Jones
Jeffrey Larry
Emily Lawrence
Denise Sayer
Danny Kastner
Tina H. Lie
Jean-Claude Killey
Jodi Martin
Michael Fenrick

HONORARY COUNSEL

Ian G. Scott, Q.C., O.C.
(1934 - 2006)

VIA COURIER and RESS FILING

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto ON M4P 1E4

Dear Ms. Walli

**Re: OEB Consultation: Initiative to Develop Electricity Distribution
System Reliability Standards
Board File No. EB-2010-0249**

We are retained to act as counsel to Power Workers' Union.

By way of this letter, the Power Workers' Union ("PWU") is requesting Intervenor status in the Board's proceedings with respect to the above-noted application.

The PWU represents a large portion of the employees working in Ontario's electricity industry and has utmost interest in regulatory proceedings that impact the provision of electricity service adequacy, reliability and safety to customers. Attached please find a list of PWU employers.

The PWU has been a leading advocate on the issue of enhanced regulation of distribution system reliability over the past decade, and previously. In numerous OEB proceedings (whether policy consultations or rate hearings) the PWU has sought to ensure that the regulatory system enhances, and does not undermine the maintenance of a reliable distribution system. This advocacy is in furtherance of the public interest in a robust and secure integrated electricity system. The PWU has been an active participant and has played a leadership role in every prior OEB consultation regarding electricity system reliability, including: RP-1999-0034 participation on Implementation Task Force; EB-2003-0190; and, EB-2008-0001. As well the PWU made submissions on the relevance of service reliability regulation in Board consultations that in the PWU's view

required consideration of service reliability to provide for a comprehensive consultation of the issues covered in the consultations i.e. EB-2006-0268 on the matter of cost comparisons of electricity distributors and EB-2007-0673 on the development of 3rd Generation IRM.

The PWU views the current consultation as the culmination of its repeated submissions that the OEB undertake a thorough and systematic review of mechanisms to implement a regulatory framework that will ensure on-going distribution system reliability performance. The PWU intends to play an active role in the consultation, both through attendance at the conference, and by filing submissions. In view of the leadership role and the expertise that the PWU brings to this issue, together with the public interest the PWU is seeking costs in conjunction with this proceeding. Note that the PWU was determined to be eligible for a costs award in relation to the 3rd Generation IRM for Electricity Distributors (EB-2007-0673) on the basis of the expertise the PWU brought to that proceeding (see: http://www.oeb.gov.on.ca/OEB/Documents/EB-2007-0673/Supplemental_Decision_CostEligibility_20080501.pdf).

The PWU has retained Judy Kwik and Mr. Bayu Kidane of Elenchus Research Associates as consultants and Paliare Roland for legal representation in this proceeding. Please provide copies of all communications with regard to the PWU's participation to:

John Sprackett
Staff Officer, President's Office
Power Workers' Union
244 Eglinton Avenue East.
Toronto, ON M4P 1K2
e-mail: sprackett@pwu.ca
Telephone: (416) 322-4787
Fax: 416-481-7914

And,

Judy Kwik
Senior Consultant
Elenchus Research Associates (ERA)
34 King Street East, Suite 610
Toronto, Ontario M5C 2X8
e-mail: jkwik@Elenchus.ca
Telephone: 416-348-8777
Fax: 416-348-9930

And,

Mr. Bayu Kidane
Consultant
Elenchus Research Associates (ERA)
34 King Street East, Suite 610
Toronto, Ontario M5C 2X8
e-mail: bkidane@Elenchus.ca
Telephone: 416-348-0666
Fax: 416-348-9930

And,

Richard Stephenson
Counsel
Paliare Roland
250 University Avenue, Suite 510
Toronto, Ontario M5H 3E5
e-mail: Richard.Stephenson@paliareroland.com
Telephone: 416-646-4325
Fax: 416-646-4335

Yours very truly,

PALIARE ROLAND ROSENBERG ROTHSTEIN LLP

Original Signed By:

Richard P. Stephenson

RPS:jr

encl.

cc John Sprackett, PWU
Judy Kwik, ERA

List of PWU Employers

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Algoma Power
AMEC Nuclear Safety Solutions
Atomic Energy of Canada Limited (Chalk River Laboratories)
BPC District Energy Investments Limited Partnership
Brant County Power Incorporated
Brighton Beach Power Limited
Brookfield Power – Mississagi Power Trust
Bruce Power Inc.
Capital Power Corporation Calstock Power Plant
Capital Power Corporation Kapuskasing Power Plant
Capital Power Corporation Nipigon Power Plant
Capital Power Corporation Tunis Power Plant
Coor Nuclear Services
Corporation of the City of Dryden – Dryden Municipal Telephone
Corporation of the County of Brant, The
Coulter Water Meter Service Inc.
CRU Solutions Inc.
Ecaliber (Canada)
Electrical Safety Authority
Erie Thames Services and Powerlines
ES Fox
Great Lakes Power Limited
Grimsby Power Incorporated
Halton Hills Hydro Inc.
Hydro One Inc.
Independent Electricity System Operator
Inergi LP
Infrastructure Health and Safety Association
Innisfil Hydro Distribution Systems Limited
Kenora Hydro Electric Corporation Ltd.
Kincardine Cable TV Ltd.
Kinectrics Inc.
Kitchener-Wilmot Hydro Inc.
Lake Superior Power Inc. (A Brookfield Company)
London Hydro Corporation
Middlesex Power Distribution Corporation
Milton Hydro Distribution Inc.
New Horizon System Solutions
Newmarket Hydro Ltd.
Norfolk Power Distribution Inc.
Nuclear Waste Management Organization
Ontario Power Generation Inc.
Orangeville Hydro Limited
Portlands Energy Centre
PowerStream
PUC Services
Sioux Lookout Hydro Inc.
Sodexo Canada Ltd.
TransAlta Generation Partnership O.H.S.C.
Vertex Customer Management (Canada) Limited
Whitby Hydro Energy Services Corporation

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