

December 8, 2010

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Kirsten Walli, Board Secretary
Ontario Energy Board
Suite 2701-2300 Yonge Street
Toronto ON M4P 1E4

Dear Ms Walli:

Re: EB-2010-0364/Consultation on Regulated Price Plan Time-of-Use Pricing

We are counsel to the Consumers Council of Canada ("CCC"). We have received a copy of the Board's letter of December 6, 2010 regarding the Consultation. We are writing to you to confirm our client's intention to participate in the Consultation, and to request cost eligibility for its participation.

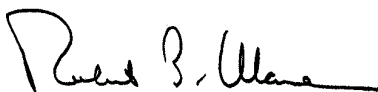
The CCC requests that the Board find it to be eligible for costs on the following grounds. The CCC has participated in many proceedings before the Board, over a long period of time. In all of those proceedings, the CCC has been recognized as being eligible for an award of costs. The CCC is a non-profit, public interest organization, which represents the interests of the broad array of residential consumers of electricity in Ontario. The issues to be considered in the Consultation process are ones which have a significant impact on residential consumers and, accordingly, the outcome of the proceeding will have an impact on the interests of residential consumers. It is essential that the interests of residential consumers are represented and protected in the Board's Consultation. Our client, therefore, has a substantial interest in the outcome of the Consultation process, and will participate fully.

The CCC has no funds to support its intervention in this Consultation. In the absence of a cost award, our client would not be able to participate and assist the Board in its Consultation.

The representative of the CCC in this matter will be the CCC's consultant, Julie Girvan. Ms Girvan's contact information is: 62 Hillside Avenue East Toronto, ON, M4S 1T5, telephone: (416) 322-7936, fax: (416) 322-9703, e-mail: jgirvan@ca.inter.net.

Yours very truly,

WeirFoulds LLP



Robert B. Warren

c: Joan Huzar
Julie Girvan