



***PUBLIC INTEREST ADVOCACY CENTRE
LE CENTRE POUR LA DEFENSE DE L'INTERET PUBLIC***

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Michael Buonaguro
Counsel for VECC
(416) 767-1666

December 10, 2010

VIA MAIL and E-MAIL

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge St.
Toronto, ON
M4P 1E4

Dear Ms. Walli:

**Re: Vulnerable Energy Consumers Coalition (VECC)
Notice of Intervention: EB-2010-0046
Independent Electricity System Operator
Fiscal 2011 Fees Submission for Review**

Please find enclosed the Notice of Intervention of the Vulnerable Energy Consumers Coalition (VECC) in the above-noted proceeding. We have also directed a copy of the same to the Applicant.

Yours truly,

Michael Buonaguro
Counsel for VECC

cc: Brian Rivard
Biju Gopi
Glenn Zacher

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF the Independent Electricity System Operator Fiscal 2011 Fees Submission for Review.

NOTICE OF INTERVENTION

OF

VULNERABLE ENERGY CONSUMERS COALITION (VECC)

To: Ms. Kirsten Walli
Board Secretary

And to: Independent System Electricity Operator
Attn: Mr. Brian Rivard
Manager, Regulatory Affairs and Sectoral Policy Analysis

1. The Vulnerable Energy Consumers Coalition (VECC) hereby expresses its intention to intervene and participate in the above-mentioned proceeding. VECC consists of the following organizations:
 - (a) The Federation of Metro Tenants Association
 - (b) The Ontario Coalition of Senior Citizens' Organizations (OCSCO)

2. The Federation of the Metro Tenants Association is a non-profit corporation composed of over ninety-two affiliated tenants associations, individual tenants, housing organizations, and members of non-profit housing co-ops. In addition to encouraging the organization of tenants and the promotion of decent and affordable housing, the Federation provides general information, advice, and assistance to tenants. The address is:

500-27 Carlton Street
Toronto, ON
M5B 1L2

3. The Ontario Coalition of Senior Citizens' Organizations (OCSCO) is a coalition of over 120 senior groups as well as individual members across Ontario. OCSCO represents the concerns of over 500,000 senior citizens through its group and individual members. OCSCO's mission is to improve the quality of life for Ontario's seniors. OCSCO's address is:

333 Wilson Avenue, Suite 406
Toronto, ON
M3H 1T2

4. The name and address of the agent authorized to receive documents on behalf of VECC is:

Mr. Michael Buonaguro
Counsel
c/o Public Interest Advocacy Centre
34 King Street East, Suite 1102
Toronto, Ontario
M5C 2X8
(416) 767-1666 (office)
(416) 348-0641 (fax)
mbuonaguro@piac.ca

5. VECC requests that all correspondence and documentation also be copied to VECC's consultant:

Mr. James Wightman
Econalysis Consulting Services
34 King Street East, Suite 1102
Toronto, Ontario
M5C 2X8
(416) 348-0640 (office)
(416) 348-0641 (fax)
jwightman@econalysis.ca

6. VECC requests that copies of the Application and any additional supporting materials be forwarded to each of the two parties named above.
7. VECC has been an active participant in past IESO fees applications over the last eight years. As a representative of ratepayers active in electricity rates cases, it has also been involved in (i) rates matters involving electricity distributors, (ii) the development of 2nd generation Incentive Regulation, (iii) the development of 3rd generation Incentive Regulation, (iv) Cost of Capital proceedings for Ontario Electricity Distributors, (v) the OPA 2008 Fees Review, (vi) the OPA 2010 Fees Review, (vii) the OPG Review of Payment Amounts for the 21-month period beginning April 1, 2009, and (viii) the OPG Review of Payment Amounts for 2011-2012.
8. VECC's concerns in regard to the current proceeding include (i) a determination as to whether the IESO's proposed Revenue Requirement

and 2011 Fees based on its operating costs, capital spending plans, and usage fees are reasonable and consistent with the evidentiary record and (ii) the appropriateness of the IESO's proposal to retain the accumulated surplus of \$13.1M.

9. With respect to the issue of whether a written hearing is appropriate, in past IESO proceedings VECC's position has been that this determination is best made after the outcome of the prior discovery process that the Board approves.
10. But, given VECC's past experience at IESO proceedings, VECC believes that a written hearing will most likely suffice. VECC submits that if, at some point during the process, it becomes apparent that an oral hearing is more appropriate, the Board would have the ability to order an oral hearing, regardless of its initial determination.
11. VECC will be requesting an award of costs for its participation in this proceeding and believes that, as a coalition representing the direct interests of consumers, it meets the eligibility criteria set out in the Ontario Energy Board's Rules of Practice and Procedure (Section 41) and its' Practice Direction on Cost Awards (Section 3.03).

DATED AT TORONTO, THIS 10th DAY OF DECEMBER 2010

Michael Buonaguro
Counsel for VECC
c/o Public Interest Advocacy Centre