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November 25, 2010

BY EMAIL & BY COURIER

Ms. Kirsten Walli Board Secretary Ontario Energy Board 2300 Yonge St, Suite 2701 Toronto ON M4P 1E4

Dear Ms. Walli:

Board File No. EB-2010-0279 Ontario Power Authority Fiscal 2011 – Expenditure, Revenue and Fees Submission for Review Intervention of Energy Probe

Pursuant to the Board's Notice of Application and Hearing, dated November 24, 2010, Energy Probe Research Foundation (Energy Probe) is hereby providing Notice of Intervention in the EB-2010-0279 proceeding for the Board's consideration

Energy Probe has become aware of a number of issues it wishes to pursue in this Matter, and has therefore availed itself of expert support. In the attached Notice of Intervention, Energy Probe requests one hard copy of OPA's prefiled evidence in addition to electronic copies.

Should you require additional information, please do not hesitate to contact me.

Yours truly,

David S. MacIntosh Case Manager

cc: Miriam Heinz, Ontario Power Authority (By email)

Fred Cass, Aird & Berlis LLP (By email)

Olena Loskutova, Consultant to Energy Probe (By email)

Peter Faye, Counsel to Energy Probe (By email)

Energy Probe Research Foundation 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

Phone: (416) 964-9223 Fax: (416) 964-8239 E-mail: EnergyProbe@nextcity.com Internet: www.EnergyProbe.org

# **Ontario Energy Board**

**IN THE MATTER OF** sections 25.20 and 25.21 of the *Electricity Act*, 1998;

**AND IN THE MATTER OF** a Submission by the Ontario Power Authority to the Ontario Energy Board for the review of its proposed expenditure and revenue requirements and the fees which it proposes to charge for the year 2011.

### NOTICE OF INTERVENTION

OF

## **ENERGY PROBE RESEARCH FOUNDATION**

Energy Probe Research Foundation (Energy Probe) applies for intervenor status in this proceeding.

#### Statement of Interest

Energy Probe is a non-profit environmental and consumer organization which promotes economic efficiency in the use of resources. Energy Probe will be representing its residential customer supporters in Ontario, which we have some number of thousands, and also representing a broader public interest concern with respect to the overall financial health and operational integrity of our utilities. Energy Probe will be intervening on issues which the Foundation believes to be in the public interest.

## Intervention

Energy Probe intends to appear and participate in the hearing. Energy Probe expects to be a full-time intervenor. Energy Probe will be assisted by experts.

#### Costs

Energy Probe is a non-profit organization which relies on individual donations to help protect the public interest. Without the prospect of an award of costs, Energy Probe's ability to participate in proceedings would be very limited. Energy Probe intends to seek a cost award in this proceeding, and expects to intervene responsibly, cognizant of the Boards guidelines regarding cost awards.

# Communications

Communications relating to this Notice of Intervention, including but not limited to a copy of all documents filed with the Board by the Ontario Power Authority, are required by Energy Probe and should be directed to:

Peter T. Faye
Barrister and Solicitor
42 Eastwood Crescent
Markham ON L3P 5Z7
Tel: (905) 294-2013
Electronic Mail: pfaye@rogers.com

#### **AND**

Olena Loskutova c/o Energy Probe 225 Brunswick Ave. Toronto ON M5S 2M6

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### AND

David MacIntosh c/o Energy Probe 225 Brunswick Ave. Toronto ON M5S 2M6

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Electronic Mail: DavidMacIntosh@nextcity.com

Energy Probe wishes to advise the Applicant that in addition to electronic copies of material, it requests that one hard copy of the Application and any other supporting materials be forwarded to its Case Manager.

DATED at Toronto, Ontario this 25<sup>th</sup> day of November 2010.

David MacIntosh Case Manager