Ontario Energy Board

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BY E-MAIL

January 18, 2011

Mr. Thomas Brett Fogler, Rubinoff LLP 95 Wellington Street West Suite 1200 Toronto-Dominion Centre Toronto, ON M5J 2Z9

Dear Mr. Brett:

Re: OPA 2011 Revenue Requirement Submission – EB-2010-0279, Hydro One Brampton Networks Inc. and Hydro One Networks Inc. Board-Approved CDM Program Applications - EB-2010-0331/0332, and CEEA Letter dated January 17, 2011

The Board has reviewed your letter of January 17, 2011 respecting the above-noted cases. In that letter you refer to the Canadian Energy Efficiency Association's (CEEA) mission and objectives, which relate to the promotion and advancement of energy efficiency. It was on this basis that the Board extended costs eligibility to the CEEA in the OPA fees case referenced above. Please refer to your letter of December 14, 2010 in this regard. Similar decisions, on the same basis, were made in the Hydro One Networks case and the Hydro One Brampton Networks case (see EB-2010-0332 and EB-2010-0331 respectively).

However, your letter of January 17, 2011 goes on to assert that the CEEA now regards generation as a "necessary" element of its mandate with respect to energy efficiency.

You should be aware that to the extent that your client chooses to advocate for generation within the context of the OPA fees case and the Hydro One Networks and Hydro One Brampton Networks Board-Approved CDM Program Applications, those activities will not be considered to be eligible for an award of costs. In addition, if advocacy for generation represents a material element in your activities in these proceedings all costs eligibility will be at risk. This position is consistent with the Board's Practice Direction on Costs.

Costs eligibility with respect to the various consultatives referenced in your letter of January 17, 2011 will be addressed in due course.

Yours truly,

Original signed by

John Pickernell Assistant Board Secretary

c. Mr. Fred D. Cass, Aird & Berlis LLP Mr. Michael Engelberg, Hydro One Networks Inc.