

**Ontario Energy
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**Commission de l'énergie
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BY E-MAIL

February 2, 2011

Mr. David MacIntosh
c/o Energy Probe
225 Brunswick Ave.
Toronto, ON M5S 2M9

Dear Mr. MacIntosh:

**Re: Chatham-Kent Hydro ("Chatham-Kent")
2011 Incentive Regulation Mechanism (2011 IRM) Rate Application
Board File Number EB-2010-0074
Notice of Late Intervention of Energy Probe Research Foundation ("Energy
Probe")**

The Board confirms Energy Probe as an intervenor in the above noted proceeding. The Board notes that Chatham-Kent supports this request.

The Board has determined that Energy Probe is eligible to apply for an award of costs under its *Practice Direction on Cost Awards* in relation to Chatham-Kent's compliance with the terms of the Board approved Settlement Agreement in EB-2009-0261.

The *Practice Direction on Cost Awards* and related forms are available on the Board's website at www.oeb.gov.on.ca.

The Board also notes that Energy Probe has stated that it accepts the record as it stands.

Yours truly,

Original Signed by

Kirsten Walli
Board Secretary

cc: David Kenney, President, Chatham-Kent Hydro Inc.
David Ferguson, Chatham-Kent Hydro Inc.
Randy Aiken, Aiken and Associates
James Sidlofsky, Borden Ladner Gervais LLP