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January 14, 2008

BY FAX & BY COURIER

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

Ms. Walli:

# Board File No. EB-2007-0905 Payment Amounts for Ontario Power Generation Inc.'s Prescribed Facilities Notice of Intervention

Pursuant to the Notice of Application and Oral Hearing, dated December 13, 2007, Energy Probe Research Foundation (Energy Probe) is hereby providing Notice of Intervention in the EB-2007-0905 proceeding for the Board's consideration. An electronic version of this communication will be forwarded in PDF format.

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. A request for funding with respect to intervention in this proceeding by Energy Probe is enclosed.

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

Yours truly,

David S. MacIntosh

Case Manager

cc. Barbara Reuber, Ontario Power Generation Inc. (By email)

Michael A. Penny, Torys LLP (By email)

Josephina D. Erzetic, Ontario Power Generation Inc. (By email)

Peter T. Faye, Energy Probe Counsel (By email)

## **Ontario Energy Board**

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*;

**AND IN THE MATTER OF** an Application by Ontario Power Generation Inc. for an order or orders approving payment amounts for prescribed generating facilities commencing April 1, 2008.

#### 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, of 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 and will be assisted by experts. Energy Probe was a funded intervenor in the Board's regulatory process to establish the methodology to be used to set the payment amounts which are the subject of this proceeding, and in the Board's regulatory process to set filing guidelines for this proceeding (EB-2006-0064)

### 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 all documents filed with the Board by Ontario Power Generation Inc., are required by Energy Probe and should be directed to:

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

(b) Lawrence Schwartz, Ph.D Consulting Economist 82 Ridge Hill Drive Toronto ON M6C 2J8 Tel: (416) 785-4985

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(c) Norman Rubin 478 Brunswick Avenue Toronto ON M5R 2Z5 Tel: (416) 964-3761

Email: NormanRubin@nextcity.com

(d) Kimble Ainslie c/o Energy Probe 225 Brunswick Ave. Toronto ON M5S 2M6 Tel: 416 964-9223 ext. 223

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Email: KimbleAinslie@nextcity.com

## **AND**

(e) David MacIntosh c/o Energy Probe 225 Brunswick Ave. Toronto ON M5S 2M6 Tel: 416 964-9223 Ext. 235

Fax: 416 964-8239

Email: DavidMacIntosh@nextcity.com

In addition, Energy Probe requests that one hard copy of the Application and any other supporting materials be forwarded to its Case Manager.

DATED at Toronto, Ontario this 14<sup>th</sup> day of January 2008.

David MacIntosh Case Manager