

## **BY EMAIL and RESS**

March 28, 2011 Our File No. 20100008

Ontario Energy Board 2300 Yonge Street 27<sup>th</sup> Floor Toronto, Ontario M4P 1E4

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2010-0008 - OPG Payment Amounts 2011/12

We are counsel for the School Energy Coalition. This letter is a request for a two-day extension of time to file a Motion for Review in this matter, i.e. from March 30, 2011 to April 1, 2011.

As the Board and parties have been made aware informally, SEC is currently considering the filing of a Motion for Review under Rule 42.01 with respect to the tax components of the decision in this matter. I have made a complete report to SEC, and they are reviewing that report.

Ontario Education Services Corporation, which as SEC intervenes in these proceedings on behalf of its member organizations, and through them on behalf of all of the province's schools, has a regularly scheduled meeting of its Board of Directors on the evening of March 30<sup>th</sup>. Mr. Williams, who heads the organization, has asked me to present this potential motion to the Board of Directors at that meeting for discussion and input, as part of my normal report to that body.

I am advised that if it is the Board's preference, I can obtain instructions from Mr. Williams and Mr. McNally, as management of the organization, on whether to proceed with the motion, and therefore could file the motion on time on Wednesday. However, in my view SEC's decision whether to proceed could benefit from discussion by its full Board of Directors.

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Given the significance of this potential motion, including the substantial dollars involved for all ratepayers, I therefore request on behalf of SEC that the Board grant a short extension of the time to file this motion. If after the discussion at the Board of Directors, the determination is to proceed, the motion materials can be finalized on Thursday and filed on Friday, April 1, 2011. It would appear to us that no party would be prejudiced by this short delay.

All of which is respectfully submitted.

Yours very truly,

JAY SHEPHERD P. C.

Jay Shepherd

cc: Wayne McNally, SEC (email)

Charles Keizer, Torys (email) Barbara Reuber, OPG (email) Michael Millar, OEB (email) Interested Parties (email)