

**Ontario Energy
Board**
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

**Commission de l'énergie
de l'Ontario**
C.P. 2319
27e étage
2300, rue Yonge
Toronto ON M4P 1E4
Téléphone; 416- 481-1967
Télécopieur: 416- 440-7656
Numéro sans frais: 1-888-632-6273



BY E-MAIL ONLY

January 21, 2008

C.C. (Charlie) Macaluso
President & Chief Executive Officer
Electricity Distributors Association
3700 Steels Avenue West
Suite 1100
Vaughan ON L4L 8K8

Dear Mr. Macaluso:

**Re: Ontario Power Authority
2008 Expenditure and Revenue Requirements Submission
Board File No. EB-2007-0791
Notice of Intervention of Electricity Distributors Association**

The Board confirms the Electricity Distributors Association (the "EDA") as an intervenor in the above noted proceeding, subject to the Ontario Power Authority's right of reply to your request within 10 days of the mailing of this letter.

The EDA stated in its letter of intervention that it would like to seek costs for participating in the proceeding. As the EDA is aware, section 3.05 of the Board's Practice Direction on Cost Awards lists certain parties that are not eligible for award. Distributors, either individually or as a group, are not eligible for an award of costs. While the Board can, in special circumstances, allow an ineligible party under section 3.05 of the Practice Direction to be eligible for cost awards under section 3.06 of the Practice Direction, the Board determined that there are no special circumstances in this case.

The EDA has stated that "the EDA will be acting as an advocate for the best interest of consumers and LDCs". The Board does not view this to constitute special circumstances. The purpose of any intervenor and their intervention is to assist the hearing process and facilitate representation of parties impacted by the proceeding; this does not constitute a special circumstance.

-2-

The Board has determined that the EDA is not eligible to apply for or receive an award of costs in this proceeding.

Yours truly,

Original Signed By

John Pickernell
Assistant Board Secretary

- c. Miriam Heinz, Ontario Power Authority
- Fred D. Cass, Aird & Berlis LLP
- Richard Zebrowski, Electricity Distributors Association