

April 18, 2011

**BY COURIER (2 COPIES) AND EMAIL**

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, Suite 2700  
Toronto, Ontario M4P 1E4  
Fax: (416) 440-7656  
Email: boardsec@oeb.gov.on.ca

Dear Ms. Walli:

**Re: Pollution Probe – No Position on Outstanding Issues  
EB-2011-0011 – Toronto Hydro – 2011-14 CDM Programs**

After careful review of the Board's oral decision on April 5, 2011 and careful consideration, we write on behalf of Pollution Probe to advise the Board that Pollution Probe takes no position with respect to the outstanding issues for this matter. Pollution Probe accordingly does not intend to actively participate in the remainder of this proceeding.

In particular, Pollution Probe intended to explore in a focused manner whether or not Toronto Hydro can and should increase its overall CDM budget. Pollution Probe believes that this would result in larger bill savings for its customers (i.e. customers would save money, which is a key part of the Board's electricity objectives) as well as help avoid the need for higher cost electricity supply options. Such an examination would also have been in accordance with the government's policies and directives related to conservation.

Pollution Probe notes that, while the CDM strategies of various distributors may be on the Board's website and have been reviewed by a Board panel to determine if they were filed in accordance with the CDM code, these overall strategies have not been approved or the subject of a public hearing. As noted in the Board's acknowledgement letter to Toronto Hydro regarding its CDM strategy:

The Board has conducted its review and found the CDM Strategy to be filed in accordance with the CDM Code. ***This acknowledgement does not constitute approval from the Board of the CDM Strategy or any elements found within.*** [emphasis added]<sup>1</sup>

---

<sup>1</sup> Acknowledgement letter to Toronto Hydro dated October 29, 2010. Available online at [http://www.oeb.gov.on.ca/OEB/\\_Documents/EB-2010-0215/ack\\_ltr\\_THESL\\_CDM\\_Strategy\\_20101029.pdf](http://www.oeb.gov.on.ca/OEB/_Documents/EB-2010-0215/ack_ltr_THESL_CDM_Strategy_20101029.pdf).

However, the Board stated in its oral decision that such an examination is outside the scope of this proceeding. Specifically, the Board stated that "the Board does not accept that the opportunity to review a distributor's entire CDM plan is in the context of a filing for Board-approved programs." Pollution Probe thus believes that it cannot effectively assist the Board any further with respect to this matter in this proceeding.

Pollution Probe thus takes no position with respect to the outstanding issues for this proceeding, and Pollution Probe accordingly does not intend to actively participate further in this proceeding. Please do not hesitate to contact the undersigned if you wish to discuss this matter further.

Yours truly,

A handwritten signature in blue ink, appearing to read "B. Alexander", with a stylized flourish at the end.

Basil Alexander

BA/ba

cc: Applicant and Intervenors per Intervenor List dated February 28, 2011 by email