

Suite 3000 79 Wellington St. W. Box 270, TD Centre Toronto, Ontario M5K IN2 Canada Tel 416.865.0040 Fax 416.865.7380

www.torys.com

BY EMAIL

February 26, 2008

Ms. Kirsten Walli Board Secretary Ontario Energy Board 2300 Yonge Street 27th Floor Toronto, ON M4P 1E4

Dear Ms. Walli:

Re: EB-2007-0905/OPG's Prescribed Facilities

I am counsel to Ontario Power Generation Inc., the applicant in the above proceeding. I have received correspondence from Mr. Warren, on behalf of the Consumers Council of Canada, and Mr. Shepherd, on behalf of the School Energy Coalition, concerning the scheduling of a number of matters, including OPG's application for payment amounts concerning its prescribed assets. The requests of CCC and SEC are, in effect, for an adjournment of the commencement of OPG's proceeding.

OPG is opposed to any adjournment and asks the OEB to maintain the existing schedule. The OEB's schedule for this proceeding was provided on January 24, 2008, some four months in advance of the scheduled commencement of OPG's hearing. In OPG's view, the OEB has provided sufficient notice and a reasonable time for parties to prepare.

The Board's report on the methodology for setting payment amounts for OPG (EB-2006-0064) states that "OPG will be required to file in early 2009 the data to support a new payment setting for 2010." The OEB's hearing schedule provides OPG with the time necessary to consider the OEB's decision in the current proceeding and file its second application in time for a hearing and decision before January 1, 2010, Any delay in the hearing and eventual decision in the current application also runs the risk of creating downstream delay for 2010.

Yours very truly,

Tel 416.865.7526 mpenny@torys.com

Michael A. Penny

MAP/jeb