

March 20, 2008

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Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
Toronto, Ontario

Dear Ms. Walli:

**Re: Ontario Power Generation – Payment Amounts for Prescribed Facilities/  
EB-2007-0905**

We are Counsel to the Consumers Council of Canada ("Council"). By Procedural Order No. 1, dated January 24, 2008, the Ontario Energy Board ("Board") set a schedule for the filing of interrogatories, evidence and the oral hearing phase of the above noted proceeding. Specifically, the Board established March 24 as the date for the filing of interrogatories to Ontario Power Generation ("OPG").

On March 14, 2008, OPG filed a comprehensive update to its pre-filed evidence. The update was not a simple update to the pre-filed material. In almost all areas of the application significant changes to the numbers have been made relative to the original pre-filed materials. This ultimately affects how we view the issues.

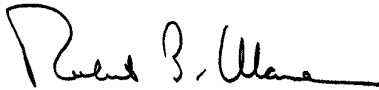
We are working diligently to complete our interrogatories, but given the timing of the update and the volume of new material filed it is unrealistic to expect we can complete our questions by Monday March 24. It requires going over previously drafted questions and making changes to reflect the new numbers. It also requires a complete re-review of evidence in all areas where changes have been made. Given the comprehensive nature of the update, that effectively requires a reconsideration of most of the evidence.

We are aware that Board is attempting to keep to predefined schedules to the extent possible. However, we believe there are times when schedules and corresponding deadlines should be changed in order to be fair to all interested stakeholders. The OPG case represents a very important case for ratepayers in Ontario. The cost impacts of the final decision will have a significant impact on electricity prices in the Province.

The Council requests that the deadline for interrogatories be extended to March 31. We would be willing to discuss, with Board Staff and OPG, ways in which the schedule could be adapted to accommodate this change. Thank you for your consideration of this issue.

Yours very truly,

**WeirFoulds LLP**

A handwritten signature in black ink, appearing to read "Robert B. Warren". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert B. Warren

cc: Michael Penny  
cc: Andrew Barrett  
cc: Interested Parties

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