



EB-2013-0029

**NOTICE OF APPLICATION AND ORAL HEARING
APPLICATION TO REVIEW MARKET RULE AMENDMENTS
RENEWABLE ENERGY SUPPLY GENERATORS**

On January 24, 2013, a number of entities that have renewable energy supply procurement contracts with the Ontario Power Authority in respect of wind generation facilities (the “Applicants”) collectively filed with the Ontario Energy Board an application under section 33(4) of the *Electricity Act, 1998* (the “Electricity Act”) seeking the review of certain amendments to market rules made by the Independent Electricity System Operator (the “IESO”) (the “Application”). The Board has assigned file number EB-2013-0029 to the Application.

The market rule amendments in question are identified as MR-00381-R02, MR-00381-R03, MR-00381-R04, MR-00381-R05 and MR-00381-R06 (the “Renewable Integration Amendments”), and were published by the IESO on January 3, 2013. They deal with the dispatching of, and the establishment of floor prices for, variable generation facilities, defined as all wind and solar photovoltaic resources with an installed capacity of 5MW or greater¹ or all wind and solar photovoltaic resources that are directly connected to the IESO-controlled grid. Although certain of the Renewable Integration Amendments also apply to flexible nuclear generation facilities, the Application does not address the Renewable Integration Amendments as they relate to nuclear facilities.

The Board is required by section 33(6) of the Electricity Act to issue an order that embodies its final decision in this matter within 60 days of the date of receipt of the Application.

¹ Wind and solar photovoltaic resources that are embedded (i.e., not directly connected to the IESO-controlled grid) are captured by the Renewable Integration Amendments only if they are registered market participants.

The Board intends to proceed in this matter by way of oral hearing.

How to see the Application and Related Materials

To see a copy of the Application, go to the “Advanced Regulatory Document Search” page of the Board’s website, select “Case Number” from the drop-down menu and enter the case number EB-2013-0029. Copies of the Application are also available for inspection at the Board’s offices and from the Applicants (through their counsel), at the respective addresses noted below.

Copies of the Renewable Integration Amendments and related materials are available from the website of the IESO at

www.theimo.com/imoweb/amendments/mr_Amendments.asp and at
www.ieso.ca/imoweb/consult/consult_se91.asp.

How to Participate

Comment

You may send the Board a letter of comment. Your letter should include any request to make an oral presentation to the Board, and must be received by the Board no later than **March 1, 2013**. A complete copy of your letter of comment, including your name, contact information and the content of the letter, will be provided to the Applicants and to the Hearing Panel.

Observe

You may request observer status in order to receive documents issued by the Board in the proceeding. Your request must be made by letter received by the Board no later than **February 1, 2013**.

Personal Information in Letters of Comment and Observer Requests

All letters of comment or letters requesting observer status will be placed on the public record, which means that the letters can be seen at the Board's offices and will be available on the Board's website. Before placing the letters on the public record, the Board will remove any personal (i.e., not business) contact information from the letters (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the letter will become part of the public record.

Intervene

You may request intervenor status if you wish to actively participate in the proceeding. Your request must be made by letter of intervention received by the Board no later than **February 1, 2013**. Your letter of intervention must include a description of how you are, or may be, affected by the proceeding; and if you represent a group, a description of the group and its membership. You must provide a copy of your letter of intervention to the Applicants at the address set out below.

The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs and the grounds for your eligibility for costs. The Board notes that it has not yet determined what party or parties will be assessed the costs of this proceeding. The Board may ultimately determine that costs be borne by one or more of (i) the Applicants; (ii) the Independent Electricity System Operator, or (iii) some other entity or entities.

Need more information?

Further information on how to participate may be obtained by visiting the Board's Web site at www.ontarioenergyboard.ca or by calling the Consumer Relations Centre at 1-877-632-2727.

How to contact us

In responding to this Notice, please make reference to Board file number EB-2013-0029. It is also important that you provide your name, telephone number and postal address and, if available, an e-mail address and fax number. All communications

should be directed to the attention of the Board Secretary at the address below, and be received by 4:45 pm on the required date.

For your convenience, the Board accepts letters of comment by courier, regular mail, fax or e-mail. The Board accepts letters requesting observer status and letters requesting intervenor status by courier, regular mail or fax.

ADDRESSES

The Board:

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary
Filings:
<https://www.pes.ontarioenergyboard.ca/eservice>
E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

The Applicants:

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Counsel for the Applicants

IMPORTANT

IF YOU DO NOT INFORM THE BOARD OF YOUR WISH TO PARTICIPATE IN THIS PROCEEDING, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE OF THE PROCEEDING.

Dated at Toronto January 28, 2013

ONTARIO ENERGY BOARD

Original Signed by

Kirsten Walli
Board Secretary