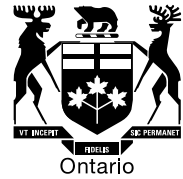


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BY E-MAIL

February 4, 2013

Ms. Halyna Perun
Director, Legal Services Branch
Ministry of Energy
College Park
4th Floor, 777 Bay Street
Toronto, ON M5G 2E5

Dear Ms. Perun:

**Re: Renewable Energy Supply Generators
Application to Review Market Rule Amendments MR-00381-R02, MR-00381-
R03, MR-00381-R04, MR-00381-R05 and MR-00381-R06
Board File Number: EB-2013-0029**

Representing the Government of Ontario, the Ministry of Energy has requested observer status in respect of the above-noted proceeding (the "Market Rule Amendment Proceeding").

On January 22, 2013, the Board directed the Independent Electricity System Operator (the "IESO") to produce certain materials with a view to their being placed on the public record of the Market Rule Amendment Proceeding. Based on a letter filed with the Board by the IESO on February 1, 2013, the Board understands that the Ontario Power Authority (the "OPA") and the Ministry of Energy intend to assert confidentiality in relation to a document that has to date been produced by the IESO only a redacted basis. The document in question is identified in Schedule C of the IESO's letter as "Managing Surplus Generation – May 14, 2012".

The Board has today issued its Procedural Order No. 2 in the Market Rule Amendment Proceeding, and a copy of that Procedural Order is attached. The IESO's February 1, 2013 letter is attached as Appendix B to the Procedural Order.

As set out in section C of the Procedural Order and the portion of the Board's Order that appears on page 9, the Board is directing the OPA to file the document in question (among others) by February 6, 2013, and to do so in accordance with the provisions of Rule 10 of the Board's *Rules of Practice and Procedure* and of the Board's *Practice*

Direction on Confidential Filings. Those provisions establish the process for the making of requests for confidential treatment and for the Board's determination of such requests. We draw your attention to the following statement, which appears at page 8 of the Procedural Order:

If the Ministry of Energy wishes to make a submission in respect of the confidential treatment of the document listed in Schedule C of the IESO Letter, it may do so directly within the same timelines as set out for the OPA in this Procedural Order, or it may do so through the OPA.

Should you have any questions, please contact Martine Band, Associate General Counsel, at 416-440-8117 or martine.band@ontarioenergyboard.ca.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary

Attachment: Procedural Order No. 2 dated February 4, 2013

cc Mr. Leo Tasca
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All parties to proceeding EB-2013-0029