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**By electronic filing**

February 27, 2013

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
27<sup>th</sup> floor  
Toronto, ON M4P 1E4

Dear Ms Walli,

**Application to Review Market Rule Amendments  
Renewable Energy Supply Generators**

**Board File No.: EB-2013-0029, EB-2013-0010**

**Our File No.: 339583-000003**

On February 26, 2013, we submitted a letter requesting cost award eligibility in the above-noted proceeding on behalf of Canadian Manufacturers & Exporters ("CME"). Upon reviewing that request, we realize that a minor correction to the letter is required. Paragraph no. 5 on page 2 should be deleted. We therefore attach a revised letter requesting cost award eligibility.

We apologize for any confusion this error may have caused.

Yours very truly,

A handwritten signature in blue ink, appearing to be 'V. DeRose', with a long horizontal flourish extending to the right.

Vincent J. DeRose

c. Renewable Energy Supply Generators  
Intervenors EB-2013-0029  
Paul Clipsham (CME)

OTT01: 5535122: v1

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Dear Ms Walli,

**Application to Review Market Rule Amendments  
Renewable Energy Supply Generators  
Board File No.: EB-2013-0029, EB-2013-0010  
Our File No.: 339583-000003**

We are writing on behalf of Canadian Manufacturers & Exporters ("CME") to seek intervenor status and cost award eligibility in this proceeding.

CME's request for this relief is late. The Notice of Application herein is dated January 28, 2013. Procedural Orders No. 1, 2 and 3 were issued on January 29, February 4, and February 12, 2013 respectively. The processes described in paragraphs 1 to 4 of Procedural Orders No. 1 and 2 have already been completed.

CME will not be seeking any changes to any of the deadline dates specified in paragraphs 4 to 6 of Procedural Order No. 3. Accordingly, it is submitted that no one will be prejudiced if the Board grants CME late intervenor status.

**Request for Intervenor Status**

The reasons why CME should be granted intervenor status in this proceeding include the following:

1. CME is Canada's leading business network. Its members represent 75% of manufactured output in the Province of Ontario, and 90% of all exports.
2. Manufacturing is important to the Province of Ontario. It is the single largest sector of the economy (17.5% of Gross Domestic Product ("GDP") or \$300B) employing, directly, over 1M people in the Province.
3. Electricity is the primary source of energy for the manufacturing sector. As a result, the members of CME are vitally concerned with all matters pertaining to the supply and price of electricity.

4. Ontario-based CME members seek an electricity system for Ontario which is one of the most cost-effective and economically sustainable systems in North America.
5. CME wishes to participate in these proceedings to understand the impact which the market rule amendments in question will have on manufacturers throughout Ontario. To this end, CME has an interest in ensuring that floor prices for variable generation facilities are just and reasonable. Just and reasonable rates are a necessary ingredient of an electricity system that will support a growing and prosperous manufacturing sector.

Request for Cost Award Eligibility

CME seeks a determination that it is eligible for a Cost Award on the following grounds:

1. CME is a not-for-profit organization funded by membership fees and revenues from the services it renders to Federal and Provincial Governments and Agencies to foster the development of national and international markets for its members and to break down trade barriers.
2. About 85% of CME's 1,400 Ontario-based member companies are Small to Medium sized business Enterprises ("SMEs") with 500 employees or less. The views of these businesses should be considered in this proceeding.
3. CME's ability to actively participate in this proceeding is dependent upon a determination that it is eligible for a Cost Award. In many prior proceedings, the Board has determined that CME is eligible for a Cost Award.

No Prejudice

CME will not be seeking any changes to any of the deadline dates specified in paragraphs 4 to 6 of Procedural Order No. 3. Accordingly, it is submitted that no one will be prejudiced if the Board grants the relief CME seeks.

CME Contacts

If the relief requested in this letter is granted, then CME requests that further communications with respect to this matter be sent to the following:

Paul Clipsham Director of Policy – Ontario Division Canadian Manufacturers & Exporters 6725 Airport Road Suite 200 Mississauga, ON L4V 1V2  Tel (289) 566-9538 Fax (905) 672-1764 email paul.clipsham@cme-mec.ca	Borden Ladner Gervais LLP Barristers & Solicitors 100 Queen Street Suite 1100 Ottawa ON K1P 1J9  Main Fax (613) 230-8842	Peter C.P. Thompson Tel (613) 787-3528 email pthompson@blg.com  Vincent J. DeRose Tel (613) 787-3589 email vderose@blg.com  Kim Dullet Tel (613) 369-4792 email kdullet@blg.com
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Explanation for Lateness of this Cost Award Eligibility Request

We apologize for failing to submit this request for cost award eligibility by the February 1, 2013 deadline referenced in the Notice of Application and Oral Hearing dated January 28, 2013.

We respectfully submit that no one will be prejudiced by the lateness of this request by CME for cost award eligibility. For these reasons, we ask the Board to excuse our failure to make this cost award eligibility request in a timely manner.

Please contact the undersigned if the Board requires any further information in connection with these requests.

Yours very truly,



Vincent J. DeRose

c. Renewable Energy Supply Generators  
Intervenors EB-2013-0029  
Paul Clipsham (CME)

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