

Norton Rose Canada LLP  
TD Waterhouse Tower, Suite 2300  
Toronto-Dominion Centre  
79 Wellington Street West, P.O. Box 128  
Toronto, Ontario M5K 1H1 CANADA

F: +1 416.360.8277  
[nortonrose.com](http://nortonrose.com)

On January 1, 2012, Macleod Dixon joined  
Norton Rose OR to create Norton Rose Canada.

Direct line  
+1 416.216.2303  
Email  
[Jennifer.Teskey@nortonrose.com](mailto:Jennifer.Teskey@nortonrose.com)

Our reference  
01006736-0122

March 27, 2013

**Sent By E-mail**

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

Dear Ms. Walli:

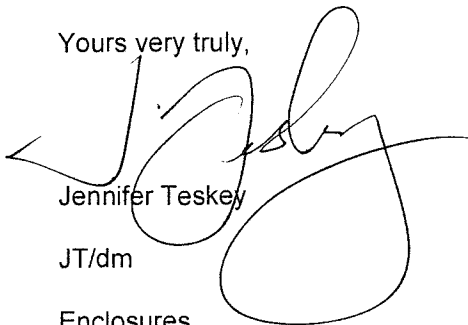
**IN THE MATTER OF the Electricity Act, 1998, S.O. 1998, c. 15, Schedule A;**

**AND IN THE MATTER OF an Application made collectively by entities that have renewable energy supply procurement contracts with the Ontario Power Authority in respect of wind generation facilities for an Order revoking certain amendments to the market rules and referring the amendments back to the Independent Electricity System Operator for further consideration.**

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

Further to the Board's Decision on Cost Eligibility and Procedural Order No. 6 issued March 4, 2013, please find enclosed the cost submissions of the Independent Electricity System Operator.

Yours very truly,



Jennifer Teskey

JT/dm

Enclosures

Copies to:        Alan Mark  
                      All Parties

## **ONTARIO ENERGY BOARD**

**IN THE MATTER OF** the *Electricity Act*, 1998, S.O. 1998, c. 15,  
Schedule A;

**AND IN THE MATTER OF** an Application made collectively by  
entities that have renewable energy supply procurement contracts  
with the Ontario Power Authority in respect of wind generation  
facilities for an Order revoking certain amendments to the market  
rules and referring the amendments back to the Independent  
Electricity System Operator for further consideration.

### **COST SUBMISSIONS OF THE INDEPENDENT ELECTRICITY SYSTEM OPERATOR**

1. The Independent Electricity System Operator ("IESO") makes these submissions in response to the cost claims filed by the School Energy Coalition ("SEC"), Energy Probe Research Foundation ("Energy Probe") and the Canadian Manufacturers & Exporters ("CME") pursuant to the Board's Decision on Cost Eligibility and Procedural Order No. 6 issued March 4, 2013 ("PO6").

#### ***Cost Claims of SEC and Energy Probe***

2. The IESO has reviewed the cost claims submitted by SEC and Energy Probe and does not object to the costs being claimed by either party.

#### ***Cost Claim of CME***

3. The IESO has reviewed the cost claim of CME. The IESO notes that given the CME's extremely late intervention on February 26, 2013, the IESO was never afforded an opportunity to file submissions regarding whether the CME should be eligible for a cost award. For the reasons outlined below, the IESO objects to a cost award being granted to the CME.
4. Given the CME's late intervention, its failure to identify an issue of direct and material interest, and the excessive number of hours claimed for preparation for the technical conference (which did not proceed), including 3.5 hours on the day the parties were notified of the termination of the proceeding, the IESO asks that the CME be denied costs of this proceeding.

**BOMA**

5. Despite the Board's finding that the Building Owners and Managers Association of Greater Toronto ("BOMA") is eligible for an award of costs, BOMA has not filed a cost claim in accordance with PO6. Given BOMA's failure to do so, the IESO submits that no cost award should be made in favour of BOMA by the Board.

**ALL OF WHICH IS RESPECTFULLY SUBMITTED**

Dated: March 27, 2013

Alan Mark  
Jennifer Teskey  
Norton Rose Canada LLP  
Suite 2300  
Toronto-Dominion Centre  
TD Waterhouse Tower  
79 Wellington Street West  
Toronto, Ontario M5K 1H1

Tel: 416.360.8511  
Fax: 416.360.8277