

May 7, 2008

Ms. Kirsten Walli, Board Secretary
ONTARIO ENERGY BOARD
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

Dear Ms. Walli:

Re: EB-2007-0710: Oshawa PUC Rates Decision, Motion for Review by AMPCO.

As legal counsel to Rogers Communications Inc. (Rogers) in the Hydro One Distribution 2008 rates case (EB-2007-0681), we are in receipt of a letter to the Board from counsel for AMPCO in the captioned proceeding, and attached Motion Record. Today's letter is submitted on behalf of Rogers as a request for intervention in the captioned proceeding, should the Board determine to proceed with consideration of AMPCO's motion in the captioned proceeding alone.

Rogers interest in the issues raised by AMPCO's motion.

In its motion, AMPCO seeks review by the Board of the revenue to cost ratios approved for Oshawa PUC's 2008 rates. The grounds raised by AMPCO in support of its request for review include consideration of the appropriate interpretation of the Board's November 28th, 2007 *Board Report on Application of Cost Allocation for Electricity Distributors (Cost Allocation Report)*, and the appropriate application of that report in determination of revenue to cost ratios for setting rates for various electricity distribution customer classes.

Rogers has a direct and material interest in determinations by the Board regarding the appropriate revenue to cost ratios to apply to various classes of customers. Rogers intends to pursue issues related to this, and the application of the Board's *Cost Allocation Report*, in the Hydro One Distribution rates case. Hydro One Distribution is proposing a revenue to cost ratio for unmetered scattered load (USL) customers, like Rogers, of in excess of 2:1, and is further proposing to move that ratio further from one for 2008 relative to previous years. Accordingly, issues regarding the appropriate revenue to cost ratio to apply to rates for any particular class of

electricity distribution customer, in reference to both appropriate rate making principles in general and to the Board's *Cost Allocation Report* in particular, are of direct concern, and could have a direct and material impact, on Rogers as an electricity distribution customer.

AMPCO has asked that the Board combine its consideration of AMPCO's motion with the Board's review of the revenue to cost ratio issues arising in Hydro One Distribution's 2008 rate case. Should the Board proceed in this fashion, as an intervenor in that case Rogers would seek to participate in the Board's review of the issues raised in the motion.

Intervention Request and Costs.

Should the Board determine to proceed with consideration of AMPCO's motion, or any part thereof, solely within the docket for the Oshawa PUC 2008 distribution rates case, Rogers hereby requests intervenor status in that docket - EB-2007-0710 - for the purposes of participating in the Board's consideration therein of AMPCO's motion.

Should its request for intervention be granted, Rogers would accept the record of the proceeding as it stands at the time of the granting to it of intervenor status.

Rogers does not intend to seek costs for participation in EB-2007-0710.

Communications.

Rogers requests that all future communications and materials in this proceeding be directed to the following contacts on its behalf:

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Thank you for your assistance.

Sincerely,
MACLEOD DIXON LLP


Ian A. Mondrow

c: John Armstrong, Rogers Cable Communications Inc.
Paula Zarnett, BDR NorthAmerica Inc.
George Vegh, McCarthy Tetrault
Adam White, AMPCO
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Intervenors in EB-2007-0681