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BY EMAIL and RESS

August 2, 2013
Our File No. 20100377

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2010-0379 – Renewed Regulatory Framework for Electricity

We are counsel for the School Energy Coalition. We have received a copy of the letter sent today by Amanda Klein on behalf of the CLD, objecting to SEC's submissions in this matter.

Ms. Klein has interpreted the quoted section in our submissions as an *ad hominem* attack, one intending to characterize the expert himself (i.e. as suffering from a disability). To her, and to Mr. Fenrick, and to anyone else including the Board that may have formed that interpretation, we apologize without reservation. That was not the intended meaning of our words, and it is unfortunate (as well as embarrassing) that our poor choice of words has allowed that interpretation.

SEC believes that the argument of Mr. Fenrick on the point cited is a very poor argument. It appears to rely on the reader being unable to understand the simple mathematical relationships at play. The phrase relating to the "disability of innumeracy" was intended to be a way of describing the level of weakness of the argument, not any characteristic of Mr. Fenrick. We were, certainly, alleging that Mr. Fenrick was



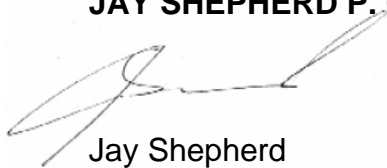
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engaging in sophistry, which in this context means presenting an argument that on the surface is plausible, but lacks substance. We were not, on the other hand, intending to imply that he had any sort of disability.

Rereading the words in the context of Ms. Klein's letter, we see where a reasonable person could reach the interpretation she did, and we appreciate that it has been brought to our attention. It prompts us to offer our full apology, to Mr. Fenrick and to all others who reached the same interpretation.

All of which is respectfully submitted.

Yours very truly,
JAY SHEPHERD P. C.



Jay Shepherd

cc: Wayne McNally, SEC (email)
Interested Parties