

VIA E-MAIL & COURIER TO THE BOARD

September 5, 2014

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

Attn: Kirsten Walli, Board Secretary

RE: EB-2013-0365 UNION 2014 RATES - OGVG REQUEST FOR CLARIFICATION

We are writing on behalf of the Ontario Greenhouse Vegetable Growers (OGVG) in regard to the decision in EB-2013-0365. In reading the Board Findings, we were concerned with the practical effects of the Decision. In our desire to serve our members' interests, we respectfully request that the Board consider providing clarification with respect to certain aspects of the decision.

The Decision reaffirmed the Board view that a capital contribution is a rate as contemplated by section 3 of the Act. We are seeking clarification on the following points:

- Does this decision establish the rate at time of the decision or retroactive to the time of the contracting?
- Is the rate to be based upon the \$2M shortfall identified in the Leave -To-Construct ("LTC") that Board acknowledged that Union needed to secure as a shortfall in revenue?
- What process does the Board contemplate is available to a customer for Board review of the appropriateness of a proposed capital contribution or proposed contract requirements if there is no LTC (i.e., an aid to construct for an industrial or school customer where there is no LTC required)?

Respectfully submitted on behalf of OGVG,



Dwayne R. Quinn
Principal
DR QUINN & ASSOCIATES LTD.

- c. K. Hockin - Union Gas
J. Taylor - OGVG
M. Buonaguro - MRB
Interested Parties - EB-2013-0365