

From: Dey, Debbie [mailto:ddey@foglers.com] **On Behalf Of** Brett, Thomas
Sent: September-13-16 8:54 AM
To: BoardSec
Cc: 'Sidlofsky, James C.'; Lillian Ing; 'indy.butany@horizonutilities.com';
'regulatoryaffairs@enersource.com'; 'colin.macdonald@powerstream.ca'; 'jsprackett@pwu.ca';
'richard.stephenson@paliarerland.com'; 'bkidane@elenchus.ca'; 'kmckenzie@elenchus.ca';
'Marion.Fraser@rogers.com'; 'shelley.grice@rogers.com'; 'mjanigan@piac.ca'; 'markgarner@rogers.com';
'fcass@airdberlis.com'; 'jgirvan@uniserve.com'; 'rgreey@gmail.com'; 'wmcnally@opsba.org';
'jay.shepherd@canadianenergylawyers.com'; 'mark.rubenstein@canadianenergylawyers.com';
'randy.aiken@sympatico.ca'; 'DavidMacIntosh@nextcity.com'; 'barry053@sympatico.ca';
'eschirru@kmlaw.ca'; 'pippa.d.feinstein@gmail.com'; 'regulatoryaffairs@enersource.com';
'colin.macdonald@powerstream.ca'; Maureen Helt; Judith Fernandes; Daniel Kim
Subject: RE: EB-2016-0025 - Correspondence regarding management's draft Strategic Plan

Dear Ms. Walli,

I am writing in response to Mr. Sidlofsky's letter of September 12, 2016, which I received this morning (Tuesday).

I agree with Mr. Sidlofsky's proposal to file the strategic plan in confidence with the Board and intervenors today, given that the hearing resumes on Thursday. However, I suggest that Mr. Sidlofsky not redact the portions of the plan that he thinks are out of scope. He should file the plan in its entirety, and indicate which parts, if any, he says are out of scope. Filing the entire plan gives the opportunity to intervenors, subject to the Board's concurrence, to challenge the Applicants' opinion of what is out of scope and allows the Board the option to allow the intervenors, who may disagree with the Applicants on what part of the plan is out of scope, to make submissions on the matter on Thursday.

Yours sincerely,

Tom Brett
Counsel, BOMA



Tom Brett
Fogler, Rubinoff LLP
Lawyers
77 King Street West
Suite 3000, P.O. Box 95
TD Centre North Tower
Toronto, ON M5K 1G8
Direct: 416.941.8861
Main: 416.864.9700
Toll Free: 1.866.861.9700
Fax: 416.941.8852
Email: tbrett@foglers.com
foglers.com



Proud to be named one of Ontario's Top 10 Regional Firms by Canadian Lawyer magazine 2013-2014