

September 29, 2016

RESS, EMAIL & COURIER

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

Attention: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2016-0152 – Ontario Power Generation 2017-2021 Payment Amounts

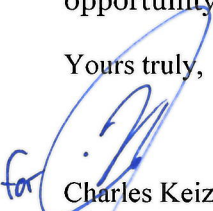
We are legal counsel to Ontario Power Generation Inc. ("OPG") in this matter. This letter is in response to the letter of Mr. Brady Yauch dated September 28, 2016 and filed on behalf of Energy Probe.

Mr. Yauch has requested an extension for the filing of interrogatories on the basis that Energy Probe will not be "submitting any IRs from potential witnesses from Oxford" because Energy Probe has instructed these individuals not to review the evidence applicable in this proceeding.

OPG believes that the stated deadline for filing interrogatories should not be extended. The dates applicable to the filing of interrogatories were clearly set out in Procedural Order No. 1 and have been known for some time. The processing of OPG's application should not bear the burden of Energy Probe's management decisions with respect to its consultants. If the funding of its consultants were an issue Energy Probe should have communicated the urgency of the need for funding clarification at the time it declared its desire to put forward expert witnesses or by correspondence to the Board soon thereafter and not less than a week before interrogatories are scheduled to be filed.

In any event, the Board in its correspondence of September 28, 2016 has approved funding for Energy Probe for the discovery process of this proceeding. As such, if the Board chooses to extend the deadline, the interrogatories applicable should be limited to those proposed by Messrs. Flyvbjerg and Budzier (the named consultants of Energy Probe) and should only be extended for a brief period until October 5, 2016 in order to provide OPG with a fair opportunity to answer the interrogatories within the time prescribed for response.

Yours truly,


Charles Keizer
CK

cc: Barb Reuber
Carlton Mathias
Violet Binnet
Intervenors