

**Ontario Energy
Board**

P.O. Box 2319
27th. Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

**Commission de l'énergie
de l'Ontario**

C.P. 2319
27e étage
2300, rue Yonge
Toronto ON M4P 1E4
Téléphone: 416- 481-1967
Télécopieur: 416- 440-7656
Numéro sans frais: 1-888-632-6273



BY E-MAIL

lcolangelo@toromont.com

May 25, 2007

Mr. Lou Colangelo
General Manager, Operations and Engineering
Toromont Energy Ltd.
151 Corstate Ave.
Concord, ON L4K 4Y2

Dear Mr. Colangelo:

**Re: Application for Amendment Licence
Board File Number EB-2007-0636**

This letter acknowledges receipt of your application to amend Toromont Energy Ltd. electricity generation licence EG-2003-0163. The Board has assigned File Number EB-2007-0636 to this matter. Please refer to this number in all future correspondence to the Board regarding this matter.

Your application is currently incomplete and cannot be processed until the following has been filed:

1. Please provide further information for each of the facilities that you are requesting to add to Schedule 1. Please refer to the electricity generation licence application form on the Board's website at www.oeb.gov.on.ca. Please complete section 8 (Intended Services and Markets) and section 12 (Generation Facilities) for each facility.
2. In addition to the above, please provide the name of the owners of facilities for which you seek to be the licensed operator.
3. Please advise if facility (a), the "Toromont Cat Concord Campus Peak Shaving Power Plant", is the same as the "Toromont Cat Plant" that was licensed until June 30, 2004 under EG-2003-0163.
4. Please confirm the address of the SDE District Energy Plant. Your letter dated May 15, 2007 notes that the address is 36 Energy Court, Sudbury ON. Sudbury District Energy Corporation licence EG-2000-0031 notes an address of 50 Lorne Street, Sudbury ON for the district energy facility.

The Board may dispose of a proceeding without holding a hearing under section 21(4)(b) of the *Ontario Energy Board Act, 1998* if the Board determines that no person, other than the applicant, appellant or licence holder will be adversely affected in a material way by the outcome of the proceeding and the applicant, appellant or licence holder has consented to disposing of the proceeding without a hearing. Please inform the Board if you consent to disposition of the proceeding without a hearing.

You have also requested that the Board retire Sudbury District Energy Corporation electricity generation licence EG-2000-0031. The recommended process is to complete the amendment of EG-2003-0163 first. The cancellation of EG-2000-0031 will follow.

The Board will resume processing your application once the above information has been filed. If the above information is not filed within 30 days of the date of this letter, the Board may close the file for this application.

Upon receipt of the required information the Board will issue an acknowledgement letter indicating the expected date on which a decision and/or order may be rendered.

Please file two paper copies of the additional material and an electronic version in Word and in searchable Adobe Acrobat (if available) with the Board Secretary. Electronic copies may be submitted on diskette or by e-mail to boardsec@oeb.gov.on.ca.

Please direct any questions relating to this application to Violet Binette, Advisor at (416) 440-7674 or e-mail, Violet.Binette@oeb.gov.on.ca.

Yours truly,

Original signed by

Peter H. O'Dell
Assistant Board Secretary