

November 4, 2019

VIA RESS AND COURIER

Ms. Christine E. Long
Registrar and Board Secretary
ONTARIO ENERGY BOARD
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Dear Ms. Long:

Re: EB-2019-0242: Association of Major Power Consumers in Ontario (AMPCO) Application for Review of an Amendment to the Independent Electricity System Operator (IESO) Market Rules.

Evidence Describing Experience with Demand Response in FERC Jurisdictional Markets: WITHDRAWAL OF AMPCO'S REQUEST.

By letter dated October 31st we requested confirmation from the Board that it is prepared to accept the filing of 3rd party expert evidence commissioned by AMPCO. This evidence was intended to respond to the Board's indication that it would assist it to receive evidence that describes the experience with compensation for demand response in markets in other relevant jurisdictions and the extent to which such experience is informative in the context of the market rule amendments in issue in this application.

In the event, we must now advise that AMPCO has been unable to conclude such retainer within the time frames applicable for the filing of evidence and, more generally, for scheduling of the steps required to adjudicate this matter within the applicable statutory time limit and over the holiday season. Accordingly, AMPCO withdraws its request.

This withdrawal by AMPCO of its request should not be taken as acknowledgement of the veracity of the vehement arguments filed opposing such request. It is puzzling to us how the independent evidence of third party experts addressing the precise topics which the Board had indicated it is interested in better understanding, and within a schedule that would allow all parties to pose interrogatories to fill out the record on these topics, could, as counsel for Kingston Cogeneration put it in his November 1st letter, "*cause injustice to the parties*". AMPCO's intention was to be helpful and responsive, not to prejudice any party. In particular, there was no connection between the filing of evidence by the IESO and Kingston Cogeneration and the discussions which AMPCO engaged in with third party experts in an attempt to retain a contribution to the record regarding the matters which the Board in P.O.

No. 2 indicated were of interest. The very constrained timing for steps in this matter resulted in all of this work (by all concerned) proceeding in parallel.

In any event, we trust that this advice that AMPCO withdraws its request is of assistance as the Board will not now have to adjudicate this particular issue.

Yours truly,

jal *lithyault*
Ian A. Mondrow

cc: Glenn Zacher, Counsel for IESO
James Hunter, IESO
Colin Anderson, President, AMPCO
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Intervenors of Record

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