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February 11, 2020

VIA RESS AND COURIER

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Ms. Christine E. Long
Registrar & Board Secretary
ONTARIO ENERGY BOARD
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Dear Ms. Long:

**Re: EB-2019-0242 – Association of Major Power Consumers in Ontario (AMPCO)
Application to review amendments the Market Rules made by the Independent
Electricity System Operator (IESO).**

AMPCO Statement of Costs: Amendment.

On February 6th we filed AMPCO's Statement of Costs herein. We write to amend (reduce) the costs claimed.

In our February 6th letter under which AMPCO's Statement of Costs was filed we noted in particular the inclusion of time spent by Mr. Dave Forsyth in support of AMPCO's work in preparation for, and during, the oral hearing. In following up on inquiries from OEB Staff reviewing the Statement of Costs for additional supporting material it has been brought to my attention that our previous reference to Mr. Forsyth as a consultant to AMPCO in this matter was incorrect.

Mr. Forsyth is actually contracted by AMPCO in an employment relationship (with the nature of his employment being entirely beyond the scope of his work on this particular matter).

Cognizant of the provision of the Board's *Practice Direction on Cost Awards* which specifies (section 6.05) that parties will not be compensated for time spent by its employees, though Mr. Forsyth's time on this matter was entirely incremental to his general responsibilities as an AMPCO employee, and as such will be incrementally compensated by AMPCO, AMPCO has instructed that its claim for

recovery of its reasonably incurred costs in this matter should be reduced to remove any claim for recovery of costs incurred for Mr. Forsyth's hearing support.

Accordingly, filed with this letter is an amended *Summary of Fees and Disbursements* through which AMPCO's cost claim is reduced by the \$22,858.77 amount set out in the previously filed *Detail of Fees and Disbursements Being Claimed* for Mr. Forsyth's time.

As I was the affiant in support of the accuracy of AMPCO's Statement of Costs, I assume that the Board can accept this letter and the amended *Summary of Fees and Disbursements* attached in amendment of AMPCO's Statement of Costs. Should the Board require anything further in this respect please let us know.

Yours truly,



Ian A. Mondrow

c: Glenn Zacher, Counsel for IESO
James Hunter, IESO
Colin Anderson, President, AMPCO
Michael Bell (OEB Staff)
Ljuba Djurdjevic (OEB Staff)

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Ontario Energy Board
COST CLAIM FOR HEARINGS
Affidavit and Summary of Fees and Disbursements



File # EB- 2019-0242 Process: Review of TCA Market Rule Amendment

Party: AMPCO

Summary of Fees and Disbursements Being Claimed

| | | |
|-----------------------------|-----------|-------------------|
| Legal/consultant/other fees | \$ | 106,931.00 |
| Disbursements | \$ | 2,880.64 |
| HST | \$ | 14,275.51 |
| Total Cost Claim | \$ | 124,087.15 |

Payment Information

Make cheque payable to: Association of Major Power Consumers in Ontario

Send payment to this address: 65 Queen Street West, Suite 1510
Toronto, Ontario
M5H 2M5