

BY EMAIL

February 18, 2020

Thomas Brett Fogler, Rubinoff LLP 77 King Street West, Suite 3000 PO Box 95 Toronto ON M5K IG8 tbrett@foglers.com

Dear Mr. Brett:

Re: Building Owners and Managers Association (BOMA) Alectra Utilities Corporation (Alectra Utilities) - Application for 2020 Electricity Distribution Rates Ontario Energy Board File No. EB-2019-0018

The Ontario Energy Board (OEB) is writing in response to your letter dated February 14, 2020. In that correspondence, you state that it appears that BOMA's submission on the M-Factor elements of Alectra Utilities' 2020 rate application had not been considered by the OEB in its deliberations on that issue.¹

The OEB has reviewed BOMA's letter and concerns raised therein. The OEB acknowledges that (i) BOMA was inadvertently omitted from the list of parties who filed submissions on the M-Factor proposal, as set out on page 6 of the OEB's January 30, 2020 decision; and (ii) the submission has also been mislabeled on the OEB's Advanced Regulatory Document Search (RDS). as relating to the "capitalization" policy issue. However, the OEB did consider BOMA's submission on the M-Factor proposal in reaching its decision. In its decisions, the OEB does not always reference every aspect of each party's submissions. Rather, in many decisions, parties' positions are captured

¹ Letter from BOMA, EB-2019-0018, dated February 14, 2020, page 1

in a collective manner and that was done in this case. The OEB further notes that there is direct reference to BOMA's submission on the M-factor on page 18 of the decision.

Yours truly,

Original signed by

Christine E. Long Registrar and Board Secretary

c: Parties in EB-2019-0018