

FILE #6

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September 24, 2007

**ONTARIO ENERGY BOARD**

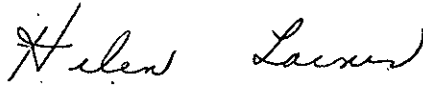
Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27<sup>th</sup> Floor  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Application for SME Licence Application (EB-2007-0750)**

Please find enclosed the affidavit of evidence for the letter of direction issued by the Board regarding the Independent Electricity System Operator's Application for the Smart Metering Entity Licence.

Yours truly,



Helen Lainis  
Senior Regulatory Analyst  
Independent Electricity System Operator  
(905) 855-4106

**ONTARIO ENERGY BOARD**

**IN THE MATTER OF an Application for the Smart Metering Entity Licence by the  
Independent Electricity System Operator to the Ontario Energy Board**

**AFFIDAVIT OF HELEN LAINIS  
(sworn September 24, 2007)**

I, **Helen Lainis**, of the Town of Oakville in the Regional Municipality of Halton, MAKE OATH AND SAY:

1. I am a Senior Regulatory Analyst, Corporate Relations and Market Development, with the Independent Electricity System Operator ("IESO") and as such have knowledge of the matters hereinafter deposed to.
2. By way of its Letter of Direction dated September 14, 2007, the Ontario Energy Board ("OEB") directed the IESO to publish the Notice of Application and Hearing – Application for the Smart Metering Entity Licence ("the Notice"), headed with the Ontario Government logo and the words "Ontario Energy Board", on the IESO's website. A copy of the Letter of Direction is attached hereto as **Exhibit "A"**. A copy of the Notice is attached hereto as **Exhibit "B"**.
3. The Notice was posted on the IESO public website, at the Regulatory Affairs webpage: <http://www.ieso.ca/imoweb/corp/regulatory.asp> on September 21, 2007. A print screen of the of the Regulatory Affairs webpage with the posting of the Notice is attached hereto as **Exhibit "C"**.
4. In its Letter of Direction, the OEB also directed the IESO to publish the English and French versions of the Notice, headed with the Ontario Government logo and the words "Ontario Energy Board" (for the English version) and the "Commission de l'énergie de l'Ontario" (for the French version) in the following newspapers: the English version in one issue of the Globe and Mail and the French version in one issue of Le Droit.
5. The IESO published the English version of the Notice in the Thursday, September 20th, 2007 issue of the Globe and Mail and a copy as it appears in the newspaper is attached

hereto as **Exhibit "D"**. The French version of the Notice was published in Le Droit on September 20, 2007 and a copy as it appears in the newspaper is attached hereto as **Exhibit "E"**.

6. In its Letter of Direction, the OEB directed the IESO to make a copy of the application available for public review at the IESO's head office and on its website.

7. The application was posted on the IESO public website, at the Regulatory Affairs webpage: <http://www.ieso.ca/imoweb/corp/regulatory.asp> on September 21, 2007. A print screen of the of the Regulatory Affairs webpage with the posting of the application is attached hereto as **Exhibit "C"**. An announcement for the Notice and for the posting of the application was sent out on September 21, 2007 to all market participants who are registered to receive IESO news and other communiques. The announcement was also posted on the IESO's "News and Notices" webpage on September 21, 2007. An e-mail copy and the print screen of the announcement are attached hereto as **Exhibit "F"**.

SWORN BEFORE ME at the City of  
Toronto, in the Province of Ontario, on  
September 24, 2007.



Commissioner for Taking Affidavits  
Patrick Duffy  
*Barrister and Solicitor*



HELEN LAINIS

**IN THE MATTER OF an Application for the Smart Metering Entity Licence by the Independent Electricity System  
Operator to the Ontario Energy Board**

**ONTARIO ENERGY BOARD**

**AFFIDAVIT OF HELEN LAINIS  
(sworn September 24, 2007)**

**COUNSEL FOR  
INDEPENDENT ELECTRICITY SYSTEM OPERATOR**

Patrick Duffy  
655 Bay Street, Suite 410,  
P.O. Box 1  
Toronto, Ontario  
M5G 2K4

Tel: (416) 506-2834  
Fax: (416) 506-2843  
e-mail: patrick.duffy@ieso.ca

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

September 14, 2007

Ms. Helen Lainis  
Senior Analyst, Regulatory Affairs  
Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto, ON M5G 2K4

Mr. Patrick Duffy  
Counsel for the Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto, ON M5G 2K4

This is Exhibit "A" referred to in the  
affidavit of Helen Lainis  
sworn before me, this 24<sup>th</sup>  
day of September 2007.  
  
A COMMISSIONER FOR TAKING AFFIDAVITS

#### LETTER OF DIRECTION

Dear Ms. Lainis and Mr. Duffy:

**Re: Application for the Smart Metering Entity Licence  
Board File Number EB-2007-0750**

The Ontario Energy Board (the "Board") has now issued its Notice of Application and Hearing for the Smart Metering Entity licence (the "Notice") and a copy is enclosed.

You are directed:

1. To immediately have the Notice posted, headed with the Ontario Government logo and the words "Ontario Energy Board", on the IESO's website.

2. To immediately have the English version of the Notice published, headed with the Ontario Government logo and the words "Ontario Energy Board", in one issue of the *Globe & Mail* newspaper.

(Note: Please make it clear to the newspaper that the invoices regarding publication are not to be sent to the Board.)

3. To immediately have the French version of the Notice published, headed with the Ontario Government logo and the words "Commission de l'énergie de l'Ontario", in one issue of *Le Droit* newspaper.

(Note: Please make it clear to the newspaper that the invoices regarding publication are not to be sent to the Board.)

4. To file with the Board an affidavit proving the above publications immediately upon completion.
5. To immediately make a copy of the application available for public review at the IESO's head office and on its website.
6. To immediately provide a copy of the application to any person upon request.

Yours truly,

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary

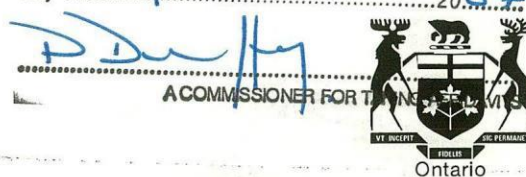
Enclosure



Ontario Energy  
Board

Commission de l'énergie  
de l'Ontario

This is Exhibit..... " B " .....referred to in the  
affidavit of..... Helen Lain's .....  
sworn before me, this..... 24<sup>th</sup> .....  
day of..... September ..... 2007.



EB-2007-0750

## Notice of Application and Hearing

### Application for the Smart Metering Entity Licence

The Independent Electricity System Operator (the "IESO") filed an application on September 4, 2007 with the Ontario Energy Board (the "Board") for the Smart Metering Entity ("SME") licence under section 60 of the *Ontario Energy Board Act, 1998*. The Board has assigned file number EB-2007-0750 to this application.

Section 53.7 of the *Electricity Act, 1998* (the "EA") permits the Minister to establish the SME in a number of ways, including designating an entity by regulation. Ontario Regulation 393/07, which was filed July 26, 2007, designated the IESO as the SME.

The objects of the SME are set out in the EA and include, but are not limited to, the following:

1. to plan, implement and deliver any part of the smart metering initiative;
2. to collect, manage and store the information and data related to the metering of consumers' consumption or use of electricity in Ontario;
3. to establish and operate one or more databases to facilitate collecting, managing, storing, and retrieving smart metering data; and
4. to provide and promote non-discriminatory access by distributors, retailers, the Ontario Power Authority and other persons,

- i. to the information and data in paragraph 2; and
- ii. to the telecommunication system that permits the SME to transfer data.

On September 14, 2007, the Board issued an interim order granting the SME a temporary licence. The temporary licence is valid until January 31, 2008 or until the Board makes a final decision on the SME licence application, whichever is earlier.

#### **How to See the Application**

A copy of the application and related documents are available for inspection at the Board's offices in Toronto and on its website. A copy can also be viewed at the IESO's offices at the address indicated below and on its website at <http://www.ieso.ca>

#### **How to Participate in the Proceeding**

You may participate in this proceeding in one of three ways:

1. You may send the Board a letter of comment. Your letter should include any request to make an oral presentation to the Board, and must be received by the Board no later than **30 days** from the publication date of this notice.
2. You may request observer status in order to receive documents issued by the Board in the proceeding. Your request must be made by letter received by the Board no later than **10 days** from the publication date of this notice.
3. You may request intervenor status if you wish to actively participate in the proceeding. Your request must be made by letter of intervention received by the Board no later than **10 days** from the publication date of this notice. Your letter of intervention must include a description of how you are, or may be, affected by the proceeding; and if you represent a group, a description of the group and its membership. The Board may proceed in this matter by way of a written hearing or an oral hearing. The Board will not hold a written hearing if a party satisfies the Board that there is a good reason for holding an oral hearing. Your letter of intervention should indicate your preference for a written or oral hearing, and the



reasons for that preference. The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs from the applicant and the grounds for your eligibility for costs. You must provide a copy of your letter of intervention to the applicant.

**How to Make Filings to the Board**

All filings to the Board must quote file number EB-2007-0750, and clearly state the sender's name, postal address and telephone number and, when available a fax number and e-mail address. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:30 p.m. on the required date.

**Need More Information?**

Further information on how to participate may be obtained by visiting the Board's Web site at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) or by calling our Consumer Relations Centre at 1-877-632-2727.

**IMPORTANT**

**IF YOU DO NOT NOTIFY THE BOARD OF YOUR INTENTION TO PARTICIPATE IN THIS PROCEEDING IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THE PROCEEDING.**

**Addresses**

**The Board**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto, ON  
M4P 1E4  
Attention: Board Secretary

Tel: 1-877-632-2727 ( (toll free)  
Fax: 416-440-7656  
E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

**The Applicant**

Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto, ON  
M5G 2K4  
Attention: Ms. Helen Lainis

Tel: 905-855-4106  
Fax: 905-855-6372  
E-mail: [Helen.lainis@ieso.ca](mailto:Helen.lainis@ieso.ca)

Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto, ON  
M5G 2K4  
Attention: Mr. Patrick Duffy

Tel: 416-506-2834  
Fax: 416-506-2843  
E-mail: [Patrick.duffy@ieso.ca](mailto:Patrick.duffy@ieso.ca)

DATED at Toronto September 14, 2007.

ONTARIO ENERGY BOARD

*Original signed by*

---

Peter H. O'Dell  
Assistant Board Secretary

This is Exhibit "C" referred to in the  
affidavit of Helen Larnis  
sworn before me, this 24<sup>th</sup>  
day of September 2007.

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BUSINESS &  
INDUSTRY

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## Regulatory Affairs

### HOME

### About The IESO

### Market Data

### News and Notices

### Markets and Programs

### Participant Services

### The Power Grid

### Stakeholders

### Documents

### Market Integrity



### IESO R

- Reliability

### Related

- Ontario
- National
- Federal Regulatory
- U.S. Department of Energy
- North American Reliability
- Northeast Coordinating
- NPCC Coordinating Region
- Electric Organizations

Regulatory proceedings and decisions have a significant role in the evolution and development of electricity markets. Information posted here includes proceedings and decisions relevant to the IESO. Refer to the "Achieved Proceedings" section under the Document Type dropdown menu for documents posted prior to Dec 31, 2004.

In Ontario, IESO usage fees and licence conditions are approved by the Ontario Energy Board (OEB). OEB codes, licences, and rate orders are of significance to the IESO. At the federal level, the National Energy Board (NEB) grants power export permits and approves international power lines.

In the U.S., the IESO is an active participant in American regulatory Proceedings at the Federal Energy Regulatory Commission (FERC), U.S. Department of Energy (DOE), and state regulatory commissions because of the relevance of market design and industry structure developments in the U.S.

#### Agency:

Ontario Energy Board

#### Document Type:

Regulatory Filings

GO

### Regulatory Filings

The IESO prepares Regulatory Filings and participates in various regulatory proceedings that impact on the IESO-administered markets and IESO-controlled transmission grid.

#### ONTARIO ENERGY BOARD

Date	Document
Sep 14, 2007	<p>IESO Application for Smart Metering Entity Licence</p> <ul style="list-style-type: none"><li>• OEB Interim Decision and Order</li><li>• OEB Interim Licence</li><li>• OEB Notice of Application and Hearing</li></ul> <p>IESO Application (September 4, 2007)</p> <ul style="list-style-type: none"><li>• Letter of Application</li><li>• Appendix A: IESO Proposal for Terms and Conditions for SME</li><li>• Appendix B: List of the IESO Board of Directors</li><li>• Appendix C: List of IESO Officers</li></ul>
Aug 3, 2007	IESO Submissions on Consultation on the Practice Direction on

Jun 19, 2007	IESO Response to Motions Regarding Bruce to Milton Tx. Leave Application (EB-2007-0050)
Feb 9, 2007	Application by the Association of Major Power Consumers in On Market Rule Amendment Review <ul style="list-style-type: none"> <li>• Written Evidence of the IESO</li> </ul>
Nov 29, 2006	IESO Submissions Regarding Lennox RMR Contract Review and 2006-0205) <ul style="list-style-type: none"> <li>• Submittal Letter</li> <li>• IESO Submissions</li> <li>• Exhibit A</li> </ul>
Nov 10, 2006	OEB's Notice of Application and Hearing on IESO's 2007 Fees St
Oct 30, 2006	IESO 2007 Fees Submission: <ul style="list-style-type: none"> <li>• Submission for Review</li> <li>• Exhibit List</li> </ul> <p>Pre-filed Evidence:</p> <ul style="list-style-type: none"> <li>• 2007-2009 Business Plan</li> <li>• Letter to Ministry</li> <li>• Response from Ministry</li> <li>• IESO Compensation Programs</li> <li>• HRGC Letter to OEB</li> <li>• Status Report on Prior Year's Settlement Obligations and Und</li> <li>• Stakeholder Engagement Process for IESO's 2007-2009 Busir</li> <li>• Demand Forecast Performance Measures: Participant News</li> <li>• Demand Forecast Performance Measures: Draft Stakeholder I</li> </ul> <ul style="list-style-type: none"> <li>• Demand Forecast Performance Measures: Working Group Dra Reference</li> <li>• IESO and Comparative ISO/RTO Costs</li> <li>• IESO/OPA Master Services Agreement</li> <li>• IESO/OPA Negotiated Schedules</li> <li>• Capital Projects List</li> <li>• Draft Stakeholder Engagement Plan: DAM Evolution</li> <li>• Stakeholder Engagement Plan: LMP Study</li> </ul>
Oct 2, 2006	Comments on OEB Staff Discussion Paper Regarding IPSP and F Processes
May 8, 2006	IESO Letter supporting NERC as the ERO for North America
May 1, 2006	IESO Comments on Natural Gas Electricity Interface and Storag Review <ul style="list-style-type: none"> <li>• Transmittal Letter</li> </ul> <p>Exhibits</p> <ul style="list-style-type: none"> <li>• Section 1.3.3 of Market Manual 4.2.: Submission of Dispatch Time Energy and Operating Reserve Markets</li> <li>• Figure 3-2 of Market Manual 4.0.: Market Operations Overvie</li> <li>• Guide to the Day-Ahead Commitment Process (Revised: Marc</li> </ul>
Mar 1, 2006	IESO Submissions on Lennox Reliability Must-Run Contract



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Mark Lester  
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mark.lester@colliers.com  
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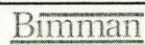
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416-495-6238  
Greasy Clark  
416-495-6237  
www.cbre.ca



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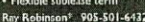
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Ray Robinson 905-501-4432

Ted Davis 905-501-6470

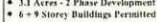


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**Non-Cumulative First Preferred Shares**

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- Series W, Dividend No. 11 of \$0.30625 per share
- Series AA, Dividend No. 7 of \$0.278125 per share
- Series AB, Dividend No. 5 of \$0.29375 per share
- Series AC, Dividend No. 4 of \$0.2875 per share
- Series AD, Dividend No. 3 of \$0.28125 per share
- Series AE, Dividend No. 3 of \$0.28125 per share
- Series AF, Dividend No. 2 of \$0.278125 per share
- Series AG, Dividend No. 2 of \$0.28125 per share

By Order of the Board of Directors

Carol J. McNamara

Chairman of the Board

August 23, 2007

National  
news.

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## LEGALS

IN THE MATTER OF THE  
BANKRUPTCY OF  
MCLEOD MECHANICAL  
LIMITED  
OF THE TOWN OF  
PICKERING, ONTARIO

Notice is hereby given that McLeod Mechanical Limited made an Assignment in Bankruptcy on September 17, 2007. The First Meeting of Creditors will be held on October 03, 2007 at 1:00pm, at the office of the Trustee:

**SOBERMAN TESSIS INC.**  
Trustee in Bankruptcy  
7 St. Clair Ave East, 10<sup>th</sup> Floor,  
Toronto, ON M4E 1T5  
Phone (416) 929-2500  
Fax (416) 929-2555

SOBERMAN TESSIS

## LEGALS



Ontario  
Energy  
Board

Commission  
de l'Énergie  
de l'Ontario

EB-2007-0750

### Notice of Application and Hearing Application for the Smart Metering Entity Licence

The Independent Electricity System Operator (the "IESO") filed an application on September 4, 2007 with the Ontario Energy Board (the "Board") for the Smart Metering Entity ("SME") licence under section 60 of the Ontario Energy Board Act, 1998. The Board has assigned file number EB-2007-0750 to this application.

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The objects of the SME are set out in the EA and include, but are not limited to, the following:

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2. to collect, manage and store the information and data related to the metering of consumers' consumption or use of electricity in Ontario;
3. to establish and operate one or more databases to facilitate collecting, managing, storing, and retrieving smart metering data; and
4. to provide and promote non-discriminatory access by distributors, retailers, the Ontario Power Authority and other persons:
  - i. to the information and data in paragraph 2; and
  - ii. to the telecommunication system that permits the SME to transfer data.

On September 14, 2007, the Board issued an interim order granting the SME a temporary licence. The temporary licence is valid until January 31, 2008 or until the Board makes a final decision on the SME licence application, whichever is earlier.

#### How to See the Application

A copy of the application and related documents are available for inspection at the Board's offices in Toronto and on its Web site. A copy can also be viewed at the IESO's offices at the address indicated below and on its Web site at <http://www.ieso.ca>.

#### How to Participate in the Proceeding

You may participate in this proceeding in one of three ways:

1. You may send the Board a letter of comment. Your letter should include any request to make an oral presentation to the Board, and must be received by the Board no later than 30 days from the publication date of this notice.
2. You may request observer status in order to receive documents issued by the Board in the proceeding. Your request must be made by letter received by the Board no later than 10 days from the publication date of this notice.
3. You may request intervenor status if you wish to actively participate in the proceeding. Your request must be made by letter of intervention received by the Board no later than 10 days from the publication date of this notice. Your letter of intervention must include a description of how you, or, if you are a group, a description of the group and its membership. The Board may proceed in this matter by way of a written hearing or an oral hearing. The Board will not hold a written hearing if a party satisfies the Board that there is a good reason for holding an oral hearing. Your letter of intervention should indicate your preference for a written or oral hearing, and the reasons for that preference. The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs from the applicant and the grounds for your eligibility for costs. You must provide a copy of your letter of intervention to the applicant.

#### How to Make Filings to the Board

All filings to the Board must quote file number EB-2007-0750, and clearly state the sender's name, postal address and telephone number and, when available, a fax number and e-mail address. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:30 p.m. on the required date.

#### Need More Information?

Further information on how to participate may be obtained by visiting the Board's Web site at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) or by calling our Consumer Relations Centre at 1-877-632-2727.

#### IMPORTANT

IF YOU DO NOT NOTIFY THE BOARD OF YOUR INTENTION TO PARTICIPATE IN THIS PROCEEDING IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THE PROCEEDING.

#### Addresses

##### The Board

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto, ON M4P 1E4

Attention: Board Secretary  
Tel.: 907-832-2727 (toll free)  
Fax: 416-440-7656  
E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

##### The Applicant

Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto, ON M5G 2K4

Attention: Ms. Helen Lains  
Tel.: 905-855-1100  
Fax: 905-855-6372  
E-mail: [Helen.Lains@ieso.ca](mailto:Helen.Lains@ieso.ca)

##### Independent Electricity System Operator

655 Bay Street, Suite 410  
P.O. Box 1  
Toronto, ON M5G 2K4

Attention: Mr. Patrick Duffy  
Tel.: 416-506-2834  
Fax: 416-506-2843  
E-mail: [Patrick.Duffy@ieso.ca](mailto:Patrick.Duffy@ieso.ca)

## BUSINESS TO BUSINESS

#### Business to Business

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**HOTEL IN CENTRAL ALBERTA** Gross \$1.7M in annual revenue. Share sale \$6.9M. Call Fred at Avenue Commercial 403-802-6766 ext. 252

**KINGSTON-HISTORIC INN** for sale. Live the dream in Kingston, Ont. [www.kingstoninn.ca](http://www.kingstoninn.ca)

**LLOYDMINSTER, AB.** liquor store, business only, everything included. \$285,000. Call Regan. 780-465-4725 afternoons & before 8 p.m. CST.

**LUMBERYARD** for sale, (owner retiring) including bulkers hardware, tool metals, hydraulic parts & repairs, includes 174 sq. ft. residence. Located on 5.6 acres in S.E. Sask. Asking price \$1.95M. Call Val or Lee PA. 306-428-6541

**MICRO-TURBINE GENERATOR SYSTEMS** for sale one used WOKW Micro-Turbine Generator System and one used 1200W Micro-Turbine Generator System. For more information contact Mike Dinkel, SalesPower, 206-566-2762

**MULTI FAMILY & CONDO** conversion opportunity in booming Alberta. We're here in Toronto Sept. 18-20 at the Royal York. Contact David Francis 780-999-8410 or Leifish Sharma 780-271-9100 or at the Royal York at 1-800-669-7229

**Residential Rehab Centre.** Opportunity, 111 acres. Investing partner required. [www.BudgetRehab.com](http://www.BudgetRehab.com)

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**GOV'T FUNDS** for R&D to 60%, tech. Record. We're paid when you're paid. VLA. Eastern P222, L.A. [veachney@vsl.com](mailto:veachney@vsl.com)

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**PRIVATE LENDER** for short/long term loans. Canada, China, Philippines, USA, South America. Construction, Refinance, Expansion, Venture Capital, Mktg. Aggressive Financing! 201-334-0409 email [wwwcapital@tdbank.com](mailto:wwwcapital@tdbank.com)

**Equipment**  
**8 HWY. TRACTORS** and 21 trailers, some with trailers. 90%, 90% and 0%. Call Ray 1-800-265-3481

This is Exhibit "D" referred to in the

affidavit of Helen Lains

sworn before me, this 24th

day of September 2007

Duffy

A COMMISSIONER FOR TAKING AFFIDAVITS





Commission de l'Énergie  
de l'Ontario  
Ontario Energy Board

This is Exhibit "E" referred to in the  
affidavit of Helen Lainis  
sworn before me, this 24<sup>th</sup>  
day of September, 2007.

EB-2007-0750

### Avis de requête et d'audience

### Requête de permis d'Entité responsable des compteurs intelligents

A COMMISSIONER FOR TAKING AFFIDAVITS

La Société indépendante d'exploitation du réseau d'électricité (ci-après, la « SIERE ») a déposé une requête le 4 septembre 2007 auprès de la Commission de l'énergie de l'Ontario (ci-après, la « Commission ») afin d'obtenir un permis d'Entité responsable des compteurs intelligents (ci-après, « ERCI »), aux termes de l'article 60 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario. La Commission a assigné à cette requête le numéro EB-2007-0750.

L'article 53.7 de la Loi de 1998 sur l'électricité (ci-après, la « LÉ ») permet au ministre d'établir une ERCI de nombreuses façons différentes, notamment la désignation d'une entité par voie de règlement. Le règlement de l'Ontario 393/07, qui a été déposé le 26 juillet 2007, a désigné la SIERE à titre d'ERCI.

Les objets de l'ERCI sont déterminés dans la LÉ et comprennent, sans s'y limiter, ce qui suit :

1. planifier et mettre en œuvre et livrer tout élément de l'initiative des compteurs intelligents;
2. recueillir, gérer et stocker les renseignements et les données relatifs à la mesure de la consommation d'électricité des consommateurs en Ontario;
3. créer et exploiter une ou plusieurs bases de données en vue de faciliter la cueillette, la gestion, le stockage et l'extraction des données des compteurs intelligents;
4. fournir et promouvoir l'accès non discriminatoire des distributeurs, des détaillants, de l'Office de l'électricité de l'Ontario et d'autres personnes à ce qui suit :
  - i. les renseignements et les données visés à la disposition 2;
  - ii. le système de télécommunications qui permet à l'ERCI de transférer les données.

Le 14 septembre 2007, la Commission a délivré une ordonnance provisoire accordant à ERCI un permis temporaire. Ce permis est valide jusqu'au 31 janvier 2008 ou jusqu'à ce que la Commission rende une décision finale concernant la requête de permis d'ERCI, selon le premier de ces événements.

#### Comment consulter la requête

Des exemplaires de la requête et des documents connexes sont disponibles pour consultation dans les bureaux de la Commission à Toronto ainsi que dans son site Web. Un exemplaire peut également être consulté dans les bureaux de la SIERE à l'adresse indiquée ci-dessous et dans son site Web : <http://www.ieso.ca>

#### Comment participer à l'instance

Vous pouvez participer à la présente instance de l'une des trois façons suivantes :

1. Vous pouvez faire parvenir une lettre de commentaires à la Commission. Si vous avez l'intention de faire une présentation orale, votre lettre doit inclure une requête à cet effet. Elle doit parvenir à la Commission au plus tard **30 jours** après la publication du présent avis.
2. Vous pouvez demander le statut d'observateur afin de recevoir les documents publiés par la Commission durant l'instance. Vous devez présenter votre requête dans une lettre, laquelle doit parvenir à la Commission au plus tard **10 jours** après la publication du présent avis.
3. Vous pouvez demander le statut d'intervenant si vous désirez participer activement à l'instance. Vous devez présenter votre requête dans une lettre d'intervention, laquelle doit parvenir à la Commission au plus tard **10 jours** après la publication du présent avis. Votre lettre d'intervention doit décrire la manière dont vous êtes ou pourriez être touché par l'instance et doit préciser si vous représentez un groupe et, le cas échéant, décrire ce groupe et ses membres. La Commission peut tenir une audience écrite ou une audience orale. La Commission ne procédera pas par voie d'audience écrite si une partie présente à la Commission des raisons justifiant de tenir une audience orale. Votre lettre d'intervention doit indiquer si vous préférez une audience écrite ou une audience orale et préciser les raisons sur lesquelles votre préférence est fondée. La Commission peut attribuer des dépens dans cette instance. Vous devez indiquer dans votre lettre d'intervention si vous entendez solliciter des dépens auprès du Requêteur ainsi que les motifs établissant votre admissibilité aux dépens. Vous devez également remettre un exemplaire de votre lettre d'intervention au Requêteur.

#### Comment déposer des documents auprès de la Commission

Tous les documents déposés auprès de la Commission doivent citer le numéro de dossier EB-2007-0750, en plus d'indiquer clairement le nom, l'adresse postale et le numéro de téléphone de l'expéditeur ainsi que, lorsque ces renseignements sont disponibles, un numéro de télécopieur et une adresse de courriel. Toutes les communications doivent être adressées au secrétaire de la Commission à l'adresse indiquée plus bas, et doivent être reçues au plus tard à 16 h 30 le jour exigé.

#### Vous voulez en savoir plus?

Vous pouvez obtenir davantage de renseignements sur la manière de participer en visitant le site Web de la Commission [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) ou en appelant notre Centre des relations avec les consommateurs au 1-877-632-2727.

#### IMPORTANT

**SI VOUS N'AVISEZ PAS LA COMMISSION DE VOTRE INTENTION DE PARTICIPER À CETTE INSTANCE CONFORMÉMENT AUX TERMES DU PRÉSENT AVIS, LA COMMISSION PEUT PROCÉDER EN VOTRE ABSENCE ET VOUS NE RECEVREZ AUCUN AUTRE AVIS CONCERNANT CETTE INSTANCE.**

#### Adresses

##### La Commission :

Commission de l'énergie de l'Ontario  
C.P. 2319  
2300, rue Yonge, 27<sup>e</sup> étage  
Toronto (Ontario) M4P 1E4

À l'attention de la secrétaire de la Commission  
Tél. : Sans frais : 1 877 632-2727  
Télééc. : 416-440-7656  
Courriel : [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

##### Requêteurs :

Société indépendante d'exploitation du réseau d'électricité  
C.P. 1  
655, rue Bay, bureau 410  
Toronto (Ontario) M5G 2K4

À l'attention de Mme Helen Lainis  
Tél. : 905-855-4106  
Télééc. : 905-855-6372  
Courriel : [Helen.Lainis@ieso.ca](mailto:Helen.Lainis@ieso.ca)

##### Société indépendante d'exploitation du réseau d'électricité

C.P. 1  
655, rue Bay, bureau 410  
Toronto (Ontario) M5G 2K4

À l'attention de M. Patrick Duffy  
Tél. : 416-506-2834  
Télééc. : 416-506-2843  
Courriel : [Patrick.Duffy@ieso.ca](mailto:Patrick.Duffy@ieso.ca)

Fait à Toronto le 14 septembre 2007.

COMMISSION DE L'ÉNERGIE DE L'ONTARIO

Original signé par

Peter H. O'Dell  
Secrétaire adjoint de la Commission

This is Exhibit..... "F"..... referred to in the  
affidavit of..... Helen Lainis.....  
sworn before me, this..... 24<sup>th</sup>.....  
day of..... September..... 20<sup>07</sup>.....

Lainis Helen

From: IESO [IESOinfo@ieso.ca]

Sent: September 21, 2007 8:28 AM

To: IESO Recipient

Subject: Ontario Energy Board Issues Notice of Application and Hearing for the Smart Metering Entity Licence

.....  
A COMMISSIONER FOR TAKING AFFIDAVITS

The Ontario Energy Board (the "Board") issued its Notice of Application and Hearing for the Smart Metering Entity (the "SME") Licence on September 14, 2007. The Board also issued an interim decision and order granting a temporary licence to the SME. The licence will be valid until January 31, 2008 or until the Board makes a final decision on the SME licence application, whichever is earlier. The IESO filed its application for the SME licence on September 4, 2007. All documents regarding the SME application including the Board's Notice of Application have been posted at the IESO website at: <http://www.ieso.ca/imoweb/corp/regulatory.asp?agency=All&docType=RegFilings>

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## News and Notices

A key part of the IESO's mandate is to ensure that market participants, interested stakeholders and the general public are informed of key issues and activities central to the evolution and operation of Ontario's wholesale electricity market.

All IESO email communications since the market opened in 2002 are catalogued on this page. Communications are organized into twelve main subject areas accessible through the drop down list below. IESO Technical System Outage Notifications and Reviewed/Administered Pricing Events are new subject areas included that were previously stored in the Calendars and Notices section.

The IESO publishes a weekly report that is sent to market participants and all public lists each Thursday. Several communications are combined into the weekly report to provide current and upcoming IESO activities. In addition to the weekly report, urgent or time-sensitive communications are delivered on an as-needed basis and sent to the appropriate contacts.

To receive the IESO weekly communication and to sign up for subject-specific distribution lists, please click [here](#) to subscribe.

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21 Sep 2007	Ontario Energy Board Issues Notice of Application and Hearing for Metering Entity Licence
20 Sep 2007	Day-Ahead Market Meeting for Consumers on September 26
20 Sep 2007	Technical Panel Requests Stakeholder Comments
20 Sep 2007	Three New Appointments to IESO Stakeholder Advisory Committee
20 Sep 2007	Final Report Site Transition Road Map Posted
13 Sep 2007	Generator and Transmitter Requirements for Reliability Assessment
13 Sep 2007	IESO Announces Face-to-Face Courses
13 Sep 2007	IESO Board Approves Market Rule Amendment MR - 00332
13 Sep 2007	IESO Board Seeks Nominations from Financial Community for

13 Sep 2007	Final Baseline 18.0 Documents Released
6 Sep 2007	Update to Stakeholder Plan on Changes to AGC Requirement
6 Sep 2007	Minutes Posted for Aug. 22 Stakeholder Advisory Committee Meeting
6 Sep 2007	Day-Ahead Market Meeting Agendas Now Posted
6 Sep 2007	Notice of Intent to Disclose Outage Information to the OEB
6 Sep 2007	Three Times Ramp Rate Effective September 12, 2007
31 Aug 2007	Estimated Global Adjustment for August a Charge of \$0.21/MWh
31 Aug 2007	Fixed Global Adjustment (GA) Rate for September, 2007 Distribution
30 Aug 2007	Dispatchable Load Working Group Conference Call - Sept. 6
30 Aug 2007	Stakeholder Feedback on Reports Site Transition Road Map Document
30 Aug 2007	Upcoming Day-Ahead Market Meetings Planned for September
30 Aug 2007	Revised Loss Penalty Factors for Dispatchable Resources now Available
30 Aug 2007	Technical Panel Recommendation, Determinations & Request Comments - Aug. 28, 2007
30 Aug 2007	Release 18.0 Final Plan Revised
30 Aug 2007	Preliminary Release Plan for Release 18.1 (Category 2) Now Available
30 Aug 2007	Revised Documents Now Available on Pending Changes Page

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The Ontario Energy Board (the 'Board') issued its Notice of Application and Hearing Metering Entity (the 'SME') Licence on September 14, 2007. The Board also issued a decision and order granting a temporary licence to the SME. The licence will be valid until September 31, 2008 or until the Board makes a final decision on the SME licence application, whichever is earlier. The IESO filed its application for the SME licence on September 4, 2007. For more information regarding the SME application including the Board's Notice of Application have been posted on the IESO website at: <http://www.ieso.ca/imoweb/corp/regulatory.asp?agency=All&docType=RegFilings>

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