

file #4



# Niagara-on-the-Lake Hydro Inc.

September 29, 2008

Ms. K. Walli *230/9/08*  
 Board Secretary  
 Ontario Energy Board  
 Suite 2701  
 2300 Yonge Street  
 Toronto, Ontario M4P 1E4

*EB-2008-037* VIA MAIL and FAX

OEB BOARD SECRETARY	
File No:	Sub File: <i>4</i>
Panel	<i>CS PN</i>
Licensing	<i>DB</i>
Other	<i>KS</i>
00/04	<i>38</i>

Re: AMPCO Late Request for Intervenor Status  
 Niagara-on-the-Lake Hydro Inc. Application for 2009 Electricity  
 Distribution Rates - Board File No EB-2007-0755

Dear Ms. Walli,

Niagara-on-the-Lake Hydro Inc. is in receipt of a late request to the Ontario Energy Board from a consumer advocacy group AMPCO to register as an intervenor in our rate application. To date, four intervenors have now applied for intervenor status on our application with a customer base of 7800. If approved by the Board, we expect the cost of this rate application process and intervenors to exceed the revenue we are seeking to operate our system and earn our fair rate of return.

We respectfully ask the Board to deny the application on the following grounds

1. The request is late.
2. Niagara-on-the-Lake Hydro Inc. contends that AMPCO does not have local representation in our community. We ask that the O.E.B. reject this request for intervenor status unless AMPCO can produce names and contact information of direct representation in our community. Please note that Niagara-on-the-Lake is tourism based and has no large customers. Our only large manufacturer, CanGro ceased business in

September 29, 2008

June 2008.

3. Review of our application by four intervenors in addition to the Board scrutiny will result in needless overlap and unjustified costs across our small customer base.
4. Our application is not complex and does not warrant multiple provincially-based intervenors.

NOTL Hydro understand the Ontario Energy Board's mandate to ensure just and reasonable rates and to provide the opportunity for **"...Interested groups or individuals who may be affected by the Board's ruling may wish to actively participate in the hearing."** We continue to contend that none of the current intervenor applicants can prove that they have a direct interest in our community and would be affected by the Board's ruling.

We trust that reasonableness will prevail and the Board will deny the AMPCO request.

Regards,



Jim Huntingdon  
President.