Zulma DeBonis

From:

Jay Shepherd [jay.shepherd@shibleyrighton.com]

Sent:

April 20, 2009 11:32 AM

To:

John De Vellis; Zulma DeBonis; BoardSec; ataylor@ogilvyrenault.com

Cc:

doug.bradbury@cnpower.com; awhite@ampco.org; bwilliams@opsba.org; dade9895@rogers.com; DavidMacIntosh@nextcity.com; mbuonaguro@piac.ca; pfaye@rogers.com; sgrice@ampco.org; bharper@econalysis.ca; mrb@mrb-law.com

Subject:

TRIM: RE: EB-2008-0222/3/4- SEC Letter re interrogatories

TRIM Record Number: D09-6158

Andrew, it occurs to me listening to the proceeding this morning that your witnesses may not be in a position on Thursday to answer questions relating to the purpose of the Port Colborne transaction, and the actual negotiations and analysis at the time including the comparison of a lease to a purchase. If they are, that is great. If they are not, I would appreciate it if you would ask them to inform themselves by talking with those actually involved in the deal. Even better, it would be good if you could have a witness who was directly involved in the analysis and discussions at the time. I expect to be asking questions relating to the underlying concept of, and assumptions in, the deal, and knowledge of what transpired at the time will be important.

Thank you.

Jay

Jay Shepherd Shibley Righton LLP 250 University Avenue, Suite 700 Toronto, Ontario M5H3E5

Tel: 416-214-5224

Cell: 416-804-2767 (best contact)

Fax: 416-214-5424

OEB BOARD SECRETARY

File No: SubFile: 19

Panel PV, K&

Licensing 2H

Other 1 C-