

OGILVY RENAULT

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SENT BY FACSIMILE

Toronto, July 25, 2007

Kirsten Walli
 Board Secretary
 Ontario Energy Board
 P.O. Box 2319
 2300 Yonge Street
 Suite 2700
 Toronto, Ontario
 M4P 1E4

Dear Ms. Walli:

RE: EB-2007-0606/EB-2007-0615
Request for late intervention

I am writing on behalf of the Association of Power Producers of Ontario (APPrO) to request late intervenor status in the Board's combined proceeding for 2008 rates for Enbridge Gas Distribution Inc. and Union Gas Limited.

APPrO is a non-profit organization representing more than 100 companies involved in the generation of electricity in Ontario, including generators and suppliers of services, equipment and consulting services. APPrO members produce power from cogeneration, hydroelectric, gas, coal, nuclear, wind energy, waste wood and other facilities. APPrO's members currently produce over 95% of electricity made in Ontario.

Much of Ontario's new electricity supply will come from gas-fired generation and there are a number of existing gas-fired generators operating under contracts entered into with the former Ontario Hydro Power Corporation. As a result, many of APPrO's members have a direct interest in the outcome of the combined proceeding. A number of APPrO members have already intervened in this proceeding and APPrO will be in a position to coordinate those interventions as well as ensuring the interests of all of its gas-fired generator members are brought forward.

EB-2007-0606/EB-2007-0615

OEB BOARD SECRETARY	
File No:	Sub File: 4
Panel:	G.K./P.S./C.C.
Licensing:	
Other:	A.B./L.K./P.D./M.H.
	A.P./V.C./M.M./M.AA.
00/04	

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APPrO is prepared to accept the record to date as it exists.

APPrO participated in the recent NGEIR process which resulted in several new services being approved by the Board for new generators. One further new service is the subject of a pending Board decision on a motion to review brought by APPrO in the NGEIR proceeding.

Given that the Board is examining a multi-year incentive rate mechanism, it will be important to ensure that appropriate rates and services are in place at the commencement of that multi-year period to ensure that generators continue to receive the services necessary for the generation of electricity to meet the Ontario's needs, including those generators whose old Ontario Hydro contracts will expire during the course of the multi-year period.

For the purposes of this intervention, APPrO seeks a determination by the Board that APPrO is eligible for a cost award. APPrO represents the direct interests of gas-fired generators who are ratepayers in relation to the regulated services provided by Enbridge and Union Gas. APPrO has a record of participating in Board proceedings in a responsible and efficient manner. The Board previously determined that APPrO was eligible for a cost award in the NGEIR proceeding and it is appropriate for the Board to do so again in the context of this proceeding, in light of the issues that this proceeding raises.

APPrO's contact information is as follows:

Association of Power Producers Of Ontario
P.O. Box 1084
Station F, Toronto,
Ontario, M4Y 2T7

Attention: David Butters, President

Tel: (416) 322-6549 x 231

Fax: (416) 481-5785

Email: david.butters@appro.org

and

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Ogilvy Renault
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Canada

Attention: Patrick Moran

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Fax: (416) 216-3930

Email: pmoran@ogilvyrenault.com

Yours very truly,

Ogilvy Renault LLP



Patrick Moran

PJM/

c.c. H. Newland (by email)

M. Penny (by email)

D. Butters (by email)

No.: 17634

Client No.: 01013405

Re No.: 0003

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Number of pages including this cover sheet: **4**
 Date: **July 25, 2007**
 From: **Patrick Moran**
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To	Company - City	Phone	Fax
Kirsten Walli	Ontario Energy Board	416-481-1967	416-440-7656

Message

Please see the attached.

Regards,

Patrick Moran