



From: Ontario Energy Board <webmaster@oeb.ca>

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To: Office of the Registrar <Registrar@oeb.ca>

Cc: david.butters@appro.org

Subject: Intervention Form: EB-2024-0128 - Association of Power Producers of Ontario

Intervention Form

Case Number:

EB-2024-0128

Intervenor Name:

Association of Power Producers of Ontario

Mandate and Objectives:

The Association of Power Producers of Ontario ("APPrO") is a non-profit trade and professional 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 is the largest organization of its type in Canada. APPrO was established in 1986 as the Independent Power Producers' Society of Ontario and changed its name to APPrO in 2003.

APPrO focuses on the business issues of power producers in Ontario. APPrO members build independent power projects and are premier electricity suppliers in Ontario, across Canada and elsewhere in the world. Our varied membership provides an all-inclusive view of the market and positions APPrO as the leading advocacy group for generators in Ontario, giving voice to all parts of Ontario's generation sector.

APPrO's principal objective is the achievement of an economically and environmentally sustainable electricity sector in Ontario that supports the business interests of electricity

generators. APPrO's role in the electricity sector is to raise awareness and understanding of its members' concerns with senior decision-makers in government, regulatory bodies and the public at large. Some of APPrO's other objectives are to:

- Encourage efficient and timely investment in Ontario's power system to ensure adequacy and reliability;
- Deliver good value to consumers and to the Ontario economy in the supply of electricity; and
- Be the leading source of ideas, solutions and policy advice in the Ontario electricity sector

Membership of the Intervenor and Constituency

Represented:

APPrO currently has about 100 corporate members, who collectively produce more than 95% of the electricity made in Ontario. APPrO's members produce electricity from a range of sources, including natural gas, hydroelectricity, cogeneration, wind power, solar energy, biomass, biogas, nuclear energy and other sources.

Programs or Activities Carried Out by the Intervenor:

APPrO acts as an advocate for its members. It aims to have a voice on regulatory and policy issues which affect generators in Ontario, including IESO market rules, power procurement processes, the regulation of the natural gas market (both provincially and federally), climate change rules and compliance mechanisms, approval requirements, transmission development, distributed generation, and a number of other issues. APPrO is a leading advocate for public policies and regulatory treatments that it believes will facilitate the development of power generation in the province and assist in the development of a more open and competitive market for power.

APPrO also organizes industry conferences and produces a number of publications.

Governance Structure:

APPrO's principal authorized representative in this proceeding is McCarthy Tetrault LLP ("McCarthys"), represented by Reena Goyal. McCarthys will provide support to APPrO by preparing and filing submissions on its behalf. McCarthys representation of APPrO in proceedings before the Board is pursuant to a written retainer agreement.

APPrO is governed by a Board of Directors, each a representative of member generator companies. The President and CEO, David Butters will solicit instructions from its Board of Directors, as well as its member generators generally, and convey those instructions directly to its legal representative of record in this proceeding.

Representatives:

Reena Goyal

rgoyal@mccarthy.ca

Other Contacts:

David Butters

david.butters@appro.org

Frequent Intervenor Form:

OEB Proceedings:

APPrO has a record of participating in Board proceedings in a responsible and efficient manner and the Board determined that APPrO was eligible for cost awards in other proceedings, including IESO revenue requirement applications EB-2020-0230 and EB-2022-0318; as well as in EB-2022-0335, EB-2022-0200, EB-2022-0157, EB-2021-0243, EB-2021-0148, EB-2021-0002, EB-2020-0181 and EB-2020-0091.

APPrO believes it is appropriate for the Board to do so again in the context of this proceeding and in light of the potential impacts of the Project on APPrO's members

Issues:

APPrO members include market participants that are subject to the IESO market rules. The issues that APPrO members would like to participate in include:

- (i) is the scope of the proposed licence amendments appropriate (including whether they should be limited to Market Rule Amendment Proposals relating to the IESO's Market Renewal Program); and
- (ii) clarity on the requirements for seeking additional preliminary material to be filed by the IESO in relation to a future Market Rule Amendment Proposal.

Policy Interests:

APPrO members seek to ensure that the appropriate scope of information and materials are included in the IESO's preliminary filing in support of any future Market Rule Amendment Proposal, to ensure the Ontario Energy Board has the requisite evidence for a fair and efficient

hearing.

Hearings:

N/A

Evidence:

APPrO intends to participate by requesting information through written interrogatories with respect to the issues identified above, and filing written submissions. APPrO does not intend to file any other evidence in this proceeding.

Coordination with Other Intervenor:

APPrO intends to be an active participant in this proceeding, and will act responsibly to coordinate with other intervenors (if any) where common issues may arise and be otherwise addressed.

Cost Awards:

APPrO will be requesting an award of costs for its participation in this proceeding.

In accordance with subsection 3.03(a) of the OEB's Practice Direction on Cost Awards, APPrO is eligible to seek an award of costs from the IESO, as APPrO is a party that represents the direct interests of customers (i.e. generators and exporters) in relation to IESO services that are regulated by the Board .

Furthermore, although subsection 3.05(b) of the Cost Award Direction stipulates that despite section 3.03, generators are not eligible for a cost award, section 3.06 states that notwithstanding section 3.05, a party which falls into one of the categories listed in section 3.05 may be eligible for a cost award if it is a customer of the applicant.

APPrO members include market participants (customers) that regularly participate in the IESO-administered markets and programs, and intend to continue to participate in those markets and programs following the implementation of the IESO's Market Renewal Program, that will be directly affected by market rule amendments that may become subject to the licence amendments requested in this proceeding.

Language Preference:

N/A