



By E-mail & By Electronic Filing

October 24, 2008

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
27<sup>th</sup> floor  
Toronto ON M4P 1E4

Dear Ms Walli,

**ENWIN Utilities Ltd.**

**Board File No.: EB-2008-0227**

**Our File No.: 339583-000003**

We are writing this letter to seek intervenor status and cost award eligibility in this proceeding on behalf of Canadian Manufacturers & Exporters ("CME"). CME's request for this relief is late. We recognize that the Notice of Application herein was dated October 1, 2008.

CME realizes that the costs of an intervention can be relatively significant for a smaller distributor. For this reason, CME will be selective in filing its requests for intervention in the 2009 Electricity Distribution Applications. To date, we have been instructed to request intervenor status in only the Applications submitted by ENWIN Utilities Ltd. ("ENWIN") and Bluewater Power Distribution Corporation. In deciding to request intervenor status in these two Applications, CME took into consideration the level of its members' commercial interests within the distribution areas of these two LDCs.

CME has had discussions with the other intervenors, including VECC, CCC, SEC, Energy Probe and AMPCO. If granted intervenor status, CME will continue to work with these intervenors in order to coordinate our efforts, and in so doing, reduce the costs.

**Request for Intervenor Status**

The reasons why CME should be granted intervenor status in this proceeding include the following:

- (i) CME is Canada's leading business network. Its members represent 75% of manufactured output in the Province of Ontario, and 90% of all exports.

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- (ii) Manufacturing is important to the Province of Ontario. It is the single largest sector of the economy (17.5% of Gross Domestic Product (“GDP”) or \$300B) employing, directly, over 1M people in the Province.
- (iii) Electricity is significant to manufacturing, as the primary source of energy for the manufacturing sector. As a result, the members of CME are vitally concerned with all matters pertaining to the supply and price of electricity.
- (iv) Ontario-based CME members seek an electricity system for Ontario which is one of the most cost-effective and economically sustainable systems in North America.
- (v) CME’s primary concern, in this proceeding, is the level of the rate increases ENWIN seeks and the impact such rate increases will have on the energy costs of its members.
- (vi) CME wishes to actively participate in these proceedings to assure that any rate changes which the Board approves are just and reasonable. Just and reasonable rates are a necessary ingredient of an electricity system that will support a growing and prosperous manufacturing sector.

#### Request for Cost Award Eligibility

CME seeks a determination that it is eligible for a Cost Award on the following grounds:

- (i) CME is a not-for-profit organization funded by membership fees and revenues from the services it renders to Federal and Provincial Governments and Agencies to foster the development of national and international markets for its members and to break down trade barriers.
- (ii) About 85% of CME’s 1,200 Ontario-based member companies are Small to Medium sized business Enterprises (“SMEs”) with 500 employees or less. The views of these businesses should be considered in these proceedings.
- (iii) CME’s ability to actively participate in this proceeding is dependent upon a determination that it is eligible for a Cost Award. In many prior proceedings, the Board has determined that CME is eligible for a Cost Award.

#### No Prejudice

To date, the Board has not issued a Procedural Order in this Application. Accordingly, it is submitted that no one will be prejudiced if the Board grants the relief CME seeks.

### CME Contacts

If the relief requested is granted, then CME requests that further communications with respect to this matter be sent to the following:

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Canadian Manufacturers & Exporters  
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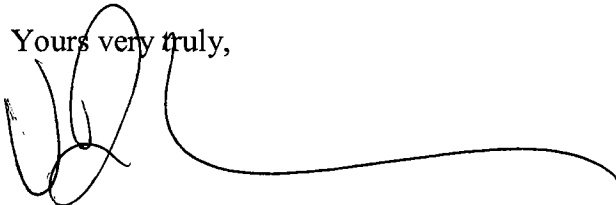
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Please contact the undersigned if the Board requires any further information in connection with these requests.

Yours very truly,

A handwritten signature in black ink, appearing to read 'VJD', followed by a long horizontal flourish line.

Vincent J. DeRose

VJD  
c. ENWIN Utilities Ltd.  
Paul Clipsham (CME)

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