



BY EMAIL and RESS

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Ontario Energy Board
2300 Yonge Street
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January 8, 2025
Our File: EB20240021

Attn: Nancy Marconi, Registrar

Dear Ms. Marconi:

Re: EB-2024-0021 – ERTH Power ICM – Procedural Order No. 2

We are counsel to the School Energy Coalition ("SEC"). SEC writes on its own behalf, as well as on behalf of the Vulnerable Energy Consumers Coalition ("VECC"), to request an extension to the deadline set out in Procedural Order No. 2.

In Procedural Order No. 2, the OEB established a deadline of January 10, 2025, for intervenors to request additional procedural steps before the filing of submissions. To fairly determine if any additional procedural steps are appropriate, a review of the interrogatory responses is required. The deadline set in Procedural Order No. 1 provided only three days from the filing of interrogatory responses, which were required to be submitted by January 7, 2025. Procedural Order No. 1 required that ERTH Power file completed written responses "and serve them on all intervenors by January 7, 2025." However, ERTH Power did not serve the responses on the intervenors until SEC followed up earlier today. The responses were also not posted on the OEB's webdrawer.

Considering the delay in receiving the interrogatory responses and the already short timeline, SEC and VECC request a brief extension of the deadline to request additional procedural steps as set out in Procedural Order No. 2.

Yours very truly,
Shepherd Rubenstein P.C.

Mark Rubenstein

cc: Jane Scott, SEC Consultant (by email)
Brian McKay, SEC (by email)
ERTH Power and intervenors (by email)

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