

# Aiken & Associates

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October 30, 2008

By Courier

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27<sup>th</sup> Floor  
Toronto, ON M4P 1E4

Dear Ms. Walli,

**RE: LPMA Notice of Intervention – EB-2008-0272**

Please find attached a Notice of Intervention of the London Property Management Association (“LPMA”) in the above noted application.

Sincerely,



Randy Aiken  
Aiken & Associates

Encl.

cc: Mr. Glen MacDonald, Hydro One Networks Inc.  
Mr. Richard Izawa, LPMA

**NOTICE OF INTERVENTION  
OF  
LONDON PROPERTY MANAGEMENT ASSOCIATION**

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**Statement of Interest**

1. The London Property Management Association (“LPMA”) is a non-profit organization whose overall goal is to help property managers and those who own/operate residential income properties in the City of London and surrounding communities. The LPMA offers information and assistance to its members to help them deal with the legislation, rules and regulations that affect their business.
2. LPMA is made up of approximately 350 members ranging from single unit owners to managers and owners of in excess of 2,000 units. The membership consists of a representative cross section of the rental property owners in the London area. In total, the LPMA members own or manage more than 35,000 rental units in the London area.
3. LPMA members receive regulated electricity service from a number of distributors that includes the pass through of transmission costs. LPMA wishes to intervene in this proceeding because the issues, methodologies and impacts raised by this application may result in changes to regulated rates.

**Intervention**

4. LPMA hereby gives notice of its intention to intervene in, and appear at, all phases of the public Hearing.
5. LPMA reserves the right to be heard, to appear by or with counsel and/or consultant, to ask interrogatories and to cross-examine on all matters raised during the proceeding that may relate to its interests, to adduce evidence on specific matters of its choice related to the Applications, and to present argument.
6. LPMA hereby requests that the Board, Hydro One and all other parties provide it with copies of all evidence and correspondence related to the Application and the Hearing.

**Written or Oral Hearing**

7. LPMA believes that there should be a provision made by the Board for a Settlement Conference in this proceeding. Many of the issues may be able to be resolved without the need for a written or oral hearing. Depending on the nature of the remaining

unresolved issues, an oral hearing may or may not be necessary. At this point however, LPMA believes that an oral hearing is likely to be required.

### **Cost Eligibility**

8. LPMA intends to seek an award of costs.

9. As per Section 4.01 of the Practice Directions on Cost Awards, LPMA believes that it is eligible for an award of costs based on the Board's eligibility criteria and requests the Board's determination of such cost eligibility.

10. As indicated above, LPMA is comprised of commercial customers that pay for regulated transmission services that are provided by Hydro One. Its members have a substantial interest in these proceedings, including all issues that affect rates and services available to them.

11. The Board's cost eligibility criteria, found in Section 3 of the Practice Directions on Cost Awards includes a number of criteria related to the LPMA. Specifically, Section 3.03 states that a party is eligible to apply for a cost award where the party primarily represents the direct interests of consumers (e.g. ratepayers) in relation to regulated services. As indicated above, the LPMA is intervening on behalf of its members which are consumers (i.e. ratepayers) in relation to regulated services provided by Hydro One. As such, the LPMA submits that it is eligible for a cost award under Section 3.03.

12. LPMA notes that it has been found to be eligible for an award of costs in past rate proceedings before the Ontario Energy Board.


### **Communications**

13. All communications related to this Notice of Intervention and to this proceeding should be directed to:

Mr. Randy Aiken  
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Chatham, Ontario, N7L 4J6

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DATED at Chatham, Ontario this 30th day of October, 2008.

  
Randy Aiken  
**Aiken & Associates**