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December 10, 2008

BY EMAIL & BY COURIER

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St, Suite 2701
Toronto ON M4P 1E4

Dear Ms. Walli:

Board File No. EB-2008-0226
COLLUS Power Corporation – 2009 Rates Rebasing Application
Submissions of Energy Probe

Pursuant to Procedural Order No. 3, issued by the Board on December 3, 2008, the following are the Submissions of Energy Probe Research Foundation (Energy Probe) in the EB-2008-0226 proceeding. An electronic version of this communication will be forwarded in PDF format.

- a) whether further discovery is required, either in the form of further interrogatories or a technical conference:

Energy Probe submits that further discovery does not appear to be required. However, should the Board make provision for a second round of interrogatories, Energy Probe may seek clarification on some responses provided by the Applicant.

- b) whether a settlement conference would be appropriate:

Energy Probe does not believe that the benefits that might be derived through a settlement conference would offset the expenses generated. The Applicant, by letter of December 3, 2008, appears to agree.

- c) whether a written or oral hearing is preferred:

Energy Probe is amenable to a written hearing.

Energy Probe Research Foundation 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

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Should you require additional information, please do not hesitate to contact me.

All of which is respectfully submitted.

A handwritten signature in black ink, appearing to read "David S. MacIntosh", with a long horizontal flourish extending to the right.

David S. MacIntosh
Case Manager

cc: T. E. Fryer, COLLUS Power (By email)
Darius Vaiciunas, COLLUS Power (By email)
Randy Aiken, Aiken & Associates (By email)
Intervenors of Record (By email)