

IN THE MATTER OF the *Ontario Energy Board Act, 1998, S.O., 1998, c.15, Schedule B* (the “*OEB Act*”);

AND IN THE MATTER OF an Order by the Ontario Energy Board (the “Board” or the “OEB”) dated November 10, 2008 which approved cost awards for eligible intervenors in an application by Ontario Power Generation Inc. pursuant to section 78.1 of the OEBAct (Board File No. EB-2007-0905);

AND IN THE MATTER OF Rule 42 of the Board’s *Rules of Practice and Procedure*.

NOTICE OF MOTION FOR REVIEW AND VARIANCE

The Moving Party, the Association of Major Power Consumers of Ontario (“AMPCO”), will bring a motion to the Board at a time and place to be determined by the Board for an order:

- (1) Varying the decision of the Board with respect to the eligibility of AMPCO’s costs for time spent by Adam White in the above-noted proceeding;
- (2) An order of the Board extending time for the filing of this Motion, should it be required; and,
- (3) Such further and other order that the Moving Party requests and that the Board considers appropriate.

The grounds for the orders are:

- (1) The Decision and Order of the Board to deny AMPCO’s costs for time spent by Adam White was based on an outdated curriculum vitae for Mr. Adam White that identified Mr. White as the President of AMPCO.
- (2) Mr. Adam White resigned as President of AMPCO effective October 31, 2007.

- (3) Currently, Mr. Adam White provides consulting services to AMPCO and other clients through AITIA Analytics Inc.
- (4) Mr. White is neither an employee nor an officer of AMPCO. Consequently, any disallowance of Mr. White's time cannot be based on Rule 6.05 of the Board's Practice Direction on Cost Awards.
- (5) Rule 7.01 of the Board's *Rules of Practice and Procedure*.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used as the hearing of the motion:

- 1. Corrected and up-to-date curriculum vitae of Adam White.
- 2. Executed letter of resignation, dated October 16, 2007.

Date: December 1, 2008

TO: Board Secretary
Ontario Energy Board
Suite 2700, 2300 Yonge Street
P.O. Box 2319
Toronto, ON
M4P 1E4

AND TO: Ontario Power Generation Inc. and Intervenors in EB-2007-0905

Adam White

- An accomplished and innovative leader
- Chief executive experience in business, policy and public affairs
- A record of success in government, industry and not-for-profit sectors
- A reputation for credible and insightful analysis and commentary
- A skilled communicator and facilitator

Professional Experience and Accomplishments

AITIA Analytics Inc.

President and CEO (November 2006 to present)

AITIA Analytics Inc. combines intelligence, insight, analysis on energy and environmental risks and opportunities with strategic communications in public affairs and government relations.

- Analysis and strategic communications for a multi-national chief executive in a complex policy and regulatory environment
- Market intelligence, marketing and regulatory strategies for a start-up alternative energy technology corporation
- Analytical methodologies and models to simulate policy outcomes and assess regulatory impacts of supply changes and input variables on electricity markets, regions, consumers and economic outcomes
- Research partnerships for innovative strategies to promote improved industrial energy management
- 18 years of experience providing expert testimony to regulatory tribunals

Association of Major Power Consumers in Ontario

President (August 2005 to October 2007)

The Association of Major Power Consumers in Ontario is a not-for-profit consumer interest advocacy organization that promotes the competitiveness of Ontario industry through reliable supplies of electricity at affordable rates. AMPCO represents business consumers in the forestry, chemical, mining and minerals, steel, petroleum products, cement, automotive and manufacturing industries.

- Responsible for all aspects of the Association's operations and administration including supporting responsible governance by the board of directors and executive officers of the corporation, compliance with applicable laws, regulations and practices, human resources, information technology and finance
- Responsible for the development and execution of strategic policy, advocacy and communications plans to advance member interests on priority issues
- Responsible for monitoring the activities of and engaging with regulatory agencies and agency processes on issues of importance to members
- Responsible for communication and engagement with members, other major power consumers, trade and industry associations, stakeholders, regulatory agencies and government officials

Ontario Energy Association

Vice President, Public Affairs and External Relations

(March 2003 – December 2004; May 2005 to June 2005)

Acting President and Chief Executive Officer (December 2004 – April 2005)

The Ontario Energy Association is an energy trade organization representing firms involved in the transmission, distribution and marketing of natural gas, and the generation, transmission, distribution and marketing of electricity across Ontario.

- Appointed to Minister's Advisory Panel on Improvements to Ontario's Environmental Assessment Process (Fall 2004); led industry-government workshop on environmental assessment and subsequent member committee process to prepare detailed recommendations for input to government and stakeholders
- Facilitated OEA Task Force on Bill 100; wrote the OEA submission and represented the industry at hearings of the Standing Committee on Social Policy
- Led Task Force on DSM to make detailed submissions representing the OEA as a member of the OEB Advisory Group on

- Demand-Side Management and Demand Response consultation process
- Developed and executed Industry Leaders' Symposium on Effective Customer Communications with participation from industry, government and regulators
- Invited to join several industrial alliances to discuss environmental policy, energy policy, economic development and trade

Mirant Canada Energy Marketing

Account Executive (March – November 2002)

Mirant is an independent power company based in Atlanta, Georgia, whose business consists of power generation from an asset portfolio of 13 power plants strategically located in high-population areas and commercial operations that support the power generation plants—and customers—through logistics, risk management, marketing, and trading activities.

- Participated in the development of wholesale market rules and regulations to manage business risks and build the company's brand awareness and corporate reputation
- Developed business plan and marketing strategy for structured wholesale power and derivative products for industrial and commercial accounts
- Targeted business opportunities for mid-marketing and trading groups, contributing to profits from power sales in Ontario
- Built relationships with key customers and suppliers
- Represented the company in senior level meetings with government officials, regulators and in industry associations to advance business interests and promote effective market policy and regulation

TransAlta Energy Corporation

Manager, Commercial Operations (September 2001 to March 2002)

Manager, Regulatory Affairs (August 1999 to August 2001)

TransAlta is a power generation and energy marketing company with 50 facilities (8468 MW of capacity) in Canada, the United States, Mexico, and Australia. TransAlta operates three surface coal mines to supply its generation assets in Canada and the United States. TransAlta's Energy Marketing operation plays a strategic role in optimizing asset returns and reducing risk.

- Led team to obtain all necessary environmental and regulatory permits and approvals for \$450 million generation project on time and under budget
- Led negotiations to secure commercial agreements, design and construction contracts, and regulatory arrangements for transmission design and construction, including a First Nation Band Council Resolution, municipal resolutions and easements
- Led the Cogenerators Alliance to represent gas-fired generators at National Energy Board hearings on gas transmission tariffs, resulting in significant avoided costs for Alliance members
- Led the Clean Energy Markets Group to advocate for effective emission trading regulations
- Represented generator interests on the Ontario Energy Board Advisory Group to establish a Transmission System Code in Ontario

Ontario Ministry of Energy, Science and Technology

Executive Assistant to Assistant Deputy Minister of Energy (December 1997 – August 1999)

- Led policy development and wrote regulations to implement electricity product labeling and environmental information disclosure to consumers
- Provided administrative support and policy advice to the Assistant Deputy Minister and senior government officials

Ontario Ministry of Environment and Energy

Policy Analyst (1994), Economist (1995) and Senior Economist (1995 to 1997)

- Led policy development process and initiated successful pilot project to demonstrate emissions trading
- Represented Ontario in national consultations on emissions trading and climate change, and the National Pollutant Release Inventory
- Participated in Expert Round Table on Emission Trading at the National Round Table on Environment and the Economy
- Produced capital forecasts for water and sewage treatment infrastructure in support of \$300 million capital grant

- program for municipalities
- Developed and delivered a training course on economic analysis of environmental policy

Ontario Campaign for Action on Tobacco

Assistant to the Executive Director (1993 to 1994)

OCAT was founded by five leading agencies in 1992 to secure the passage of Ontario's Tobacco Control Act. The founding agencies include: the Canadian Cancer Society Ontario Division, the Heart and Stroke Foundation of Ontario, the Non-Smokers' Rights Association, the Ontario Lung Association and the Ontario Medical Association. The Tobacco Control Act, 1994 made tobacco sales and supply to minors illegal, eliminated the sale of tobacco in pharmacies and vending machines, and made certain public places smoke-free.

- Established, organized and administered the Campaign office
- Researched and analyzed health policy issues, legislation and regulations, to advise senior stakeholders in the public health community

Hickling Corporation (formerly VHB Research and Consulting)

Consultant (1991 to 1993)

Hickling Corporation is a Canadian owned management consulting company with headquarters in Ottawa Canada's offering professional consulting services to the public and private sectors in Canada and around the world.

- Clients included Ontario Hydro, the Ontario Ministry of Environment and Energy, the National Round Table on the Environment and the Economy, the House of Commons Standing Committee on Energy, Mines and Resources, the Ontario Federation of Anglers and Hunters and the Northern Ontario Tourist Outfitters Association and the United States National Wildlife Federation

Energy Probe Research Foundation

Forestry Researcher (1990 to 1991)

Energy Probe Research Foundation is one of Canada's leading environmental and public policy research institutes. It has four main goals: to provide the public, media, business, and government with information on resource-related issues; to promote sustainable resource use; to encourage individual responsibility and accountability; to help Canada contribute to global justice and prosperity.

- Testified at Ontario Energy Board hearings on Ontario Hydro rate proposals with respect to forecasting nuclear generation capacity and future cost impacts of predicted plant outages
- Published report on a cost-benefit analysis of logging the Carmanah Creek watershed in British Columbia, garnering national media coverage and leading to the creation of a new provincial park to protect the watershed

City of Toronto, Department of Public Works and the Environment

- Delivered course on **Environmental Economics** (2004)

Independent Power Producers' Society of Ontario

- Provided **Strategic Public Affairs** counsel to the board of directors (2003)

World Wildlife Fund Canada

- Produced report on the **Economic Value of Endangered Spaces** (1993)

Teme-Augama Anishnabai First Nation

- Facilitated development of and prepared a **Sustainable Resource Management** plan (1992)

British Columbia Ministry of Transportation and Highways

Engineering Aide (1983, 1984 to 1987)

- Worked as a surveyor and technician on highway construction projects (Highway 5 near Little Fort, Highway 97 north of Mackenzie, Coquihalla Phase 1 near Merritt and Phase 3 near Peachland), skills in survey methods and practice, drafting, estimating, project management and construction policy
- Served as Shop Steward for BC Government Employees' Union local (1986)

Education

Fellow, Leadership for Environment and Development

LEAD International (1995 to 1998)

One of 15 Canadians chosen in 1995 to participate in a two-year professional development and scholarship programme sponsored by the Rockefeller Foundation, the International Development Research Centre and the National Round Table on the Environment and Economy.

Facilitative Leadership Diploma

Faculty of Environmental Studies,
York University (1996)

Bachelor of Arts (Economics)

University of British Columbia (1990)

Volunteer experience

Canadian Environmental Defence Fund Foundation

President (2003-2005)

Environmental Defence Canada

Director, Treasurer and Chair of the Development Committee of the Board (2000-2004)

Independent Power Producers' Society of Ontario

Director (2001-2002)

LEAD Canada Alumni Association

Member of the National Steering Committee for LEAD Canada (1998) and elected President of LEAD Canada Alumni Association (1998 to 2000)

Ontario Lung Association

Member of Community Advisory Committee, Metro Toronto and York Region (1996-1998)



October 16, 2007

Mr. John LeMay
Chair
AMPCO
372 Bay Street, Suite 1702
Toronto, Ontario M5H2W9

Dear Mr. LeMay:

I am writing to tender my resignation as AMPCO President effective October 31, 2007. I have enjoyed serving as AMPCO's President these past two years and look forward to a continued successful relationship into the future.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Adam S. White". The signature is fluid and cursive, with a large initial "A" and "S".

Adam S. White
President

Association of Major Power Consumers in Ontario

www.ampco.org

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