

NUG Lawsuit - Update note

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Attachments: Global Adjustment Lawsuit - Stay Decision.pdf (85.87 kB)

Marianne – FYI. Attached is a note from CEFD on the recent decision by the Ontario Court of appeal denying the OEFC's stay motion. They had sought a stay in response to the Ontario Superior Court's ruling that would require payment of retroactive amounts to NUGs on the basis that the OEFC has incorrectly calculated the payment provision of 12 Power Purchase agreements.

Though the outstanding leave to appeal to the SCC is still in play, the OEFC is required to make payments of approximately \$180 million. We should add this to our agenda for Tuesday.

This has been shared with Energy DMO as well.

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