

RE: "Fair Hydro Act" Legislative Summary (Discussion Draft)

From: "Mansoori, Nina" <nmansoori@torys.com>
To: "WILSON, JUDY" <judy.wilson@blakes.com>, "STOKES, BRYSON" <bryson.stokes@blakes.com>, "JACKSON, ADAM" <adam.jackson@blakes.com>, "Peter Hamilton (PHamilton@stikeman.com)" <phamilton@stikeman.com>, "Rehob, James (ENERGY)" <james.rehob@ontario.ca>, Alan Hibben <alan.hibben@rogers.com>, "Shear, Dan (ENERGY)" <dan.shear@ontario.ca>, "Calwell, Carolyn (ENERGY/MEDEI/MRI)" <carolyn.calwell@ontario.ca>, michael.boll@ieso.ca, "Feldman, Michael" <mfeldman@torys.com>, LEE John - TREASURY <john.s.lee@opg.com>, RYFA Ken -TREASURY <ken.ryfa@opg.com>, WONG Leslie -LAWDIV <leslie.wong@opg.com>, "Hill, Krista" <khill@torys.com>, "Ramchandani, Rima" <rramchandani@torys.com>, "Keizer, Charles" <ckeizer@torys.com>, "Myers, Jonathan" <jmyers@torys.com>, "Emes, Aaron" <aemes@torys.com>, "Wortsman, Jerald" <jwortsman@torys.com>, "Bomhof, Scott" <sbomhof@torys.com>, "Estey, Bill" <bestey@torys.com>, "Watson, Gwen" <gwatson@torys.com>, "O'Brian, Adam" <aobrian@hunton.com>, "Fitzpatrick, Michael F." <mfitzpatrick@hunton.com>, "VINER, JON" <jon.viner@blakes.com>, brad.purkis@tdsecurities.com, "Nelms, Scott (MOF)" <scott.nelms@ontario.ca>, "Sebastiano, Rocco" <rsebastiano@osler.com>, gzacher@stikeman.com, "Christie, Tim (ENERGY)" <tim.christie@ontario.ca>, "Johnson, Paul (ENERGY)" <paul.johnson3@ontario.ca>, "Kwan, Ronald (OFA)" <ronald.kwan@ofina.on.ca>, "He, Gavin (OFA)" <gavin.he@ofina.on.ca>, "Veinot, Cindy (TBS)" <cindy.veinot@ontario.ca>, "Hosick, Sarah (TBS)" <sarah.hosick@ontario.ca>, kim.marshall@ieso.ca, "Cox, Hilary (ENERGY)" <hilary.cox@ontario.ca>, "Hilloowala, Maharukh" <maharukh.hilloowala@tdsecurities.com>, "Wolff, Michael" <michael.wolff@tdsecurities.com>, "Holloway, Harold" <harold.holloway@tdsecurities.com>, "Akman, Steven" <steven.akman@tdsecurities.com>, "Manii, David" <david.manii@tdsecurities.com>, "Nevison, Gary" <gary.nevison@tdsecurities.com>, "Niehaus, Katrina" <katrina.niehaus@gs.com>, "Maciel, Andrew" <andrew.maciel@cibc.com>, "Persaud, Donnie - Debt Capital Markets" <donnies.persaud@cibc.com>, "Adalja, Sunil" <sunil.adalja@cibc.com>, "Alvi, Shariq" <shariq.alvi@cibc.com>, "Benaiah, Ian" <ian.benaiah@rbccm.com>, "Fullerton, Rick" <rfullerton@osler.com>, "Collins, Patrick J" <patrick.collins@gs.com>, "Mullen, Max M." <max.mullen@gs.com>, "Delaney, Brian" <brian.delaney@gs.com>, "Hong, Yoomin" <yoomin.hong@gs.com>, "Raman, Akila" <akila.raman@gs.com>, "King, Richard" <rking@osler.com>, "Innes, Michael" <minnes@osler.com>, "Milligan, Peter" <pmilligan@osler.com>, "Smith, Elliot" <esmith@osler.com>, "ASHBOURNE, STEPHEN" <stephen.ashbourne@blakes.com>
Date: Wed, 12 Apr 2017 12:15:30 -0400
Attachments: Blackline_Summary.pdf (477.01 kB); Fair_Hydro_Act Torys_Osler Mark-up April 11 2017 Draft (Torys-Osler_Apr....docx (65.15 kB)

All - please find attached a revised draft of the summary legislation circulated by Blakes on April 10 which reflects consolidated comments from OPG and the dealers (and their respective counsel). Please note that the attached remains subject to the continuing review of OPG and the dealers. We will have printed copies of the blackline available at today's meeting.

Best Regards,
Nina

Nina Mansoori

P. 416.865.7332 | F. 416.865.7380 | 1.800.505.8679

Torys LLP
79 Wellington St. W., 30th Floor, Box 270, TD South Tower
Toronto, Ontario M5K 1N2 Canada | www.torys.com

-----Original Message-----

From: Smith, Elliot [<mailto:ESmith@osler.com>]

Sent: April-12-17 12:39 AM

To: ASHBOURNE, STEPHEN <STEPHEN.ASHBOURNE@blakes.com>

Cc: Feldman, Michael <mfeldman@torys.com>; JACKSON, ADAM <ADAM.JACKSON@blakes.com>; Peter Hamilton (PHamilton@stikeman.com) <PHamilton@stikeman.com>; LEE John -TREASURY <john.s.lee@opg.com>; RYFA Ken -TREASURY <ken.ryfa@opg.com>; WONG Leslie -LAWDIV <leslie.wong@opg.com>; MCAULEY Tyler -LAWDIV <tyler.mcauley@opg.com>; WILSON, JUDY <JUDY.WILSON@blakes.com>; STOKES, BRYSON <BRYSON.STOKES@blakes.com>; Hill, Krista <khill@torys.com>; Ramchandani, Rima <rramchandani@torys.com>; Keizer, Charles <ckeizer@torys.com>; Myers, Jonathan <jmyers@torys.com>; Emes, Aaron <aemes@torys.com>; Mansoori, Nina <nmansoori@torys.com>; Wortsman, Jerald <jwortsman@torys.com>; Bomhof, Scott <sbomhof@torys.com>; Estey, Bill <bestey@torys.com>; Watson, Gwen <gwatson@torys.com>; James.Rehob@ontario.ca; Alan Hibben <alan.hibben@rogers.com>; Shear, Dan (ENERGY) <Dan.Shear@ontario.ca>; Carolyn.Calwell@ontario.ca; O'Brian, Adam <aobrian@hunton.com>; Fitzpatrick, Michael F. <MFitzpatrick@hunton.com>; VINER, JON <JON.VINER@blakes.com>; Brad.Purkis@tdsecurities.com; Nelms, Scott (MOF) (Scott.Nelms@ontario.ca) <Scott.Nelms@ontario.ca>; Sebastiano, Rocco <RSebastiano@osler.com>; Michael.Boll@ieso.ca; GZacher@stikeman.com; Christie, Tim (ENERGY) <Tim.Christie@ontario.ca>; Johnson, Paul (ENERGY/MEDEI/MRI) <Paul.Johnson3@ontario.ca>; Kwan, Ronald (OFA) <Ronald.Kwan@ofina.on.ca>; Gavin He <Gavin.He@ofina.on.ca>; Veinot, Cindy (TBS) <Cindy.Veinot@ontario.ca>; Hosick, Sarah (TBS) <Sarah.Hosick@ontario.ca>; kim.marshall@ieso.ca; Cox, Hilary (ENERGY) <Hilary.Cox@ontario.ca>; Hilloowala, Maharukh <Maharukh.Hilloowala@tdsecurities.com>; Wolff, Michael <Michael.Wolff@tdsecurities.com>; Holloway, Harold <Harold.Holloway@tdsecurities.com>; Akman, Steven <Steven.Akman@tdsecurities.com>; Manii, David <david.manii@tdsecurities.com>; Nevison, Gary <Gary.Nevison@tdsecurities.com>; Niehaus, Katrina <Katrina.Niehaus@gs.com>; Maciel, Andrew <Andrew.Maciel@cibc.com>; Persaud, Donnie - Debt Capital Markets <Donnie.Persaud@cibc.com>; Adalja, Sunil <Sunil.Adalja@cibc.com>; Alvi, Shariq <Shariq.Alvi@cibc.com>; Benaiah, Ian <ian.benaiah@rbccm.com>; Fullerton, Rick <RFullerton@osler.com>; Collins, Patrick J <Patrick.Collins@gs.com>; Mullen, Max M. <Max.Mullen@gs.com>; Delaney, Brian <Brian.Delaney@gs.com>; Hong, Yoomin <yoomin.hong@gs.com>; Raman, Akila <Akila.Raman@gs.com>; King, Richard <rking@osler.com>; Innes, Michael <MInnes@osler.com>; Milligan, Peter <PMilligan@osler.com>
Subject: RE: "Fair Hydro Act" Legislative Summary (Discussion Draft)

Steve,

We have been corresponding with Torys today and are in the process of preparing a consolidated mark-up reflecting comments from the Dealers and OPG, which will also incorporate some of the comments received this evening from the IESO/Stikemans. We will circulate the consolidated mark-up before tomorrow's meeting.

Elliot

Elliot Smith
Partner - Energy, Construction & Infrastructure

416.862.6435
DIRECT
416.862.6666
FACSIMILE

esmith@osler.com

Osler, Hoskin & Harcourt LLP
Box 50, 1 First Canadian Place
Toronto, Ontario, Canada M5X 1B8

-----Original Message-----

From: ASHBOURNE, STEPHEN [mailto:STEPHEN.ASHBOURNE@blakes.com]

Sent: Tuesday, April 11, 2017 1:54 PM

To: Smith, Elliot <ESmith@osler.com>

Cc: Feldman, Michael <mfeldman@torys.com>; JACKSON, ADAM <ADAM.JACKSON@blakes.com>; Peter Hamilton (PHamilton@stikeman.com) <PHamilton@stikeman.com>; LEE John -TREASURY <john.s.lee@opg.com>; RYFA Ken -TREASURY <ken.ryfa@opg.com>; WONG Leslie -LAWDIV <leslie.wong@opg.com>; MCAULEY Tyler -LAWDIV <tyler.mcauley@opg.com>; WILSON, JUDY <JUDY.WILSON@blakes.com>; STOKES, BRYSON <BRYSON.STOKES@blakes.com>; Hill, Krista <khill@torys.com>; Ramchandani, Rima <rramchandani@torys.com>; Keizer, Charles <ckeizer@torys.com>; Myers, Jonathan <jmyers@torys.com>; Emes, Aaron <aemes@torys.com>; Mansoori, Nina <nmansoori@torys.com>; Wortsman, Jerald <jwortsman@torys.com>; Bomhof, Scott <sbomhof@torys.com>; Estey, Bill <bestey@torys.com>; Watson, Gwen <gwatson@torys.com>; James.Rehob@ontario.ca; Alan Hibben <alan.hibben@rogers.com>; Shear, Dan (ENERGY) <Dan.Shear@ontario.ca>; Carolyn.Calwell@ontario.ca; O'Brian, Adam <aobrian@hunton.com>; Fitzpatrick, Michael F. <MFitzpatrick@hunton.com>; VINER, JON <JON.VINER@blakes.com>; Brad.Purkis@tdsecurities.com; Nelms, Scott (MOF) (Scott.Nelms@ontario.ca) <Scott.Nelms@ontario.ca>; Sebastiano, Rocco <RSebastiano@osler.com>; Michael.Boll@ieso.ca; GZacher@stikeman.com; Christie, Tim (ENERGY) <Tim.Christie@ontario.ca>; Johnson, Paul (ENERGY/MEDEI/MRI) <Paul.Johnson3@ontario.ca>; Kwan, Ronald (OFA) <Ronald.Kwan@ofina.on.ca>; Gavin He <Gavin.He@ofina.on.ca>; Veinot, Cindy (TBS) <Cindy.Veinot@ontario.ca>; Hosick, Sarah (TBS) <Sarah.Hosick@ontario.ca>; kim.marshall@ieso.ca; Cox, Hilary (ENERGY) <Hilary.Cox@ontario.ca>; Hilloowala, Maharukh <Maharukh.Hilloowala@tdsecurities.com>; Wolff, Michael <Michael.Wolff@tdsecurities.com>; Holloway, Harold <Harold.Holloway@tdsecurities.com>; Akman, Steven <Steven.Akman@tdsecurities.com>; Manii, David <david.manii@tdsecurities.com>; Nevison, Gary <Gary.Nevison@tdsecurities.com>; Niehaus, Katrina <Katrina.Niehaus@gs.com>; Maciel, Andrew <Andrew.Maciel@cibc.com>; Persaud, Donnie - Debt Capital Markets <Donnie.Persaud@cibc.com>; Adalja, Sunil <Sunil.Adalja@cibc.com>; Alvi, Shariq <Shariq.Alvi@cibc.com>; Benaiah, Ian <ian.benaiah@rbccm.com>; Fullerton, Rick <RFullerton@osler.com>; Collins, Patrick J <Patrick.Collins@gs.com>; Mullen, Max M. <Max.Mullen@gs.com>; Delaney, Brian <Brian.Delaney@gs.com>; Hong, Yoomin <yoomin.hong@gs.com>; Raman, Akila <Akila.Raman@gs.com>; King, Richard <rking@osler.com>; Innes, Michael <MInnes@osler.com>; Milligan, Peter <PMilligan@osler.com>
Subject: Re: "Fair Hydro Act" Legislative Summary (Discussion Draft)

Elliot, in the interest of time, it may make sense for me to walk you through where your items have been addressed. Steve

Stephen R. Ashbourne

Partner

stephen.ashbourne@blakes.com<mailto:stephen.ashbourne@blakes.com>

Dir: 416-863-3086<tel:416-863-3086>

On Apr 11, 2017, at 1:19 PM, Smith, Elliot <ESmith@osler.com<mailto:ESmith@osler.com>> wrote:

Stephen,

This version does not reflect the top issues raised by the Dealers. We are sitting down with the Dealers now working on a comprehensive mark-up that we will send later today, but it will not be ready by 2 PM. We would like to use tomorrow's meeting to discuss the mark-up we are preparing rather than a further revised version that will not reflect our feedback.

Elliot
<image002.gif>

Elliot Smith
Partner - Energy, Construction & Infrastructure

416.862.6435

DIRECT

416.862.6666

FACSIMILE

esmith@osler.com<mailto:esmith@osler.com>

Osler, Hoskin & Harcourt LLP
Box 50, 1 First Canadian Place
Toronto, Ontario, Canada M5X 1B8

<image003.gif><http://www.osler.com/>
<image004.jpg>

From: ASHBOURNE, STEPHEN [mailto:STEPHEN.ASHBOURNE@blakes.com]
Sent: Monday, April 10, 2017 11:16 PM
To: Feldman, Michael <mfeldman@torys.com<mailto:mfeldman@torys.com>>; JACKSON, ADAM
<ADAM.JACKSON@blakes.com<mailto:ADAM.JACKSON@blakes.com>>; Peter Hamilton
(PHamilton@stikeman.com<mailto:PHamilton@stikeman.com>)
<PHamilton@stikeman.com<mailto:PHamilton@stikeman.com>>; LEE John -TREASURY
<john.s.lee@opg.com<mailto:john.s.lee@opg.com>>; RYFA Ken -TREASURY
<ken.ryfa@opg.com<mailto:ken.ryfa@opg.com>>; WONG Leslie -LAWDIV
<leslie.wong@opg.com<mailto:leslie.wong@opg.com>>; MCAULEY Tyler -LAWDIV
<tyler.mcauley@opg.com<mailto:tyler.mcauley@opg.com>>; WILSON, JUDY
<JUDY.WILSON@blakes.com<mailto:JUDY.WILSON@blakes.com>>; STOKES, BRYSON
<BRYSON.STOKES@blakes.com<mailto:BRYSON.STOKES@blakes.com>>; Hill, Krista
<khill@torys.com<mailto:khill@torys.com>>; Ramchandani, Rima
<rramchandani@torys.com<mailto:rramchandani@torys.com>>; Keizer, Charles
<ckeizer@torys.com<mailto:ckeizer@torys.com>>; Myers, Jonathan
<jmyers@torys.com<mailto:jmyers@torys.com>>; Emes, Aaron
<aemes@torys.com<mailto:aemes@torys.com>>; Mansoori, Nina
<nmansoori@torys.com<mailto:nmansoori@torys.com>>; Wortsman, Jerald
<jwortsman@torys.com<mailto:jwortsman@torys.com>>; Bomhof, Scott
<sbomhof@torys.com<mailto:sbomhof@torys.com>>; Estey, Bill
<bestey@torys.com<mailto:bestey@torys.com>>; Watson, Gwen
<gwatson@torys.com<mailto:gwatson@torys.com>>;
James.Rehob@ontario.ca<mailto:James.Rehob@ontario.ca>; Alan Hibben
<alan.hibben@rogers.com<mailto:alan.hibben@rogers.com>>; 'Shear, Dan (ENERGY)'
<Dan.Shear@ontario.ca<mailto:Dan.Shear@ontario.ca>>;
Carolyn.Calwell@ontario.ca<mailto:Carolyn.Calwell@ontario.ca>; O'Brian, Adam
<aobrian@hunton.com<mailto:aobrian@hunton.com>>; Fitzpatrick, Michael F.
<MFitzpatrick@hunton.com<mailto:MFitzpatrick@hunton.com>>; STOKES, BRYSON
<BRYSON.STOKES@blakes.com<mailto:BRYSON.STOKES@blakes.com>>; VINER, JON
<JON.VINER@blakes.com<mailto:JON.VINER@blakes.com>>;
Brad.Purkis@tdsecurities.com<mailto:Brad.Purkis@tdsecurities.com>; Nelms, Scott (MOF)

(Scott.Nelms@ontario.ca<mailto:Scott.Nelms@ontario.ca>)
<Scott.Nelms@ontario.ca<mailto:Scott.Nelms@ontario.ca>>; Smith, Elliot
<ESmith@osler.com<mailto:ESmith@osler.com>>; Sebastiano, Rocco
<RSebastiano@osler.com<mailto:RSebastiano@osler.com>>;
Michael.Boll@ieso.ca<mailto:Michael.Boll@ieso.ca>;
GZacher@stikeman.com<mailto:GZacher@stikeman.com>;
aobrian@hunton.com<mailto:aobrian@hunton.com>; Christie, Tim (ENERGY)
<Tim.Christie@ontario.ca<mailto:Tim.Christie@ontario.ca>>; Calwell, Carolyn
(ENERGY/MEDEI/MRI) <Carolyn.Calwell@ontario.ca<mailto:Carolyn.Calwell@ontario.ca>>;
Johnson, Paul (ENERGY/MEDEI/MRI)
<Paul.Johnson3@ontario.ca<mailto:Paul.Johnson3@ontario.ca>>; Shear, Dan (ENERGY)
<Dan.Shear@ontario.ca<mailto:Dan.Shear@ontario.ca>>; Rehob, James (ENERGY)
<James.Rehob@ontario.ca<mailto:James.Rehob@ontario.ca>>; Kwan, Ronald (OFA)
<Ronald.Kwan@ofina.on.ca<mailto:Ronald.Kwan@ofina.on.ca>>; 'Gavin He'
<Gavin.He@ofina.on.ca<mailto:Gavin.He@ofina.on.ca>>; Veinot, Cindy (TBS)
<Cindy.Veinot@ontario.ca<mailto:Cindy.Veinot@ontario.ca>>; Hosick, Sarah (TBS)
<Sarah.Hosick@ontario.ca<mailto:Sarah.Hosick@ontario.ca>>; Nelms, Scott (MOF)
<Scott.Nelms@ontario.ca<mailto:Scott.Nelms@ontario.ca>>;
kim.marshall@ieso.ca<mailto:kim.marshall@ieso.ca>; 'LEE John -TREASURY'
(john.s.lee@opg.com<mailto:john.s.lee@opg.com>)
<john.s.lee@opg.com<mailto:john.s.lee@opg.com>>; Cox, Hilary (ENERGY)
<Hilary.Cox@ontario.ca<mailto:Hilary.Cox@ontario.ca>>; Hilloowala, Maharukh
<Maharukh.Hilloowala@tdsecurities.com<mailto:Maharukh.Hilloowala@tdsecurities.com>>; Wolff,
Michael <Michael.Wolff@tdsecurities.com<mailto:Michael.Wolff@tdsecurities.com>>; Holloway,
Harold <Harold.Holloway@tdsecurities.com<mailto:Harold.Holloway@tdsecurities.com>>; Akman,
Steven <Steven.Akman@tdsecurities.com<mailto:Steven.Akman@tdsecurities.com>>; Manii, David
<david.manii@tdsecurities.com<mailto:david.manii@tdsecurities.com>>; Nevison, Gary
<Gary.Nevison@tdsecurities.com<mailto:Gary.Nevison@tdsecurities.com>>
Subject: RE: "Fair Hydro Act" Legislative Summary (Discussion Draft)

Hi. Here is a revised draft of the legislative summary, for your consideration. Please provide your comments at your earliest opportunity. We will reflect comments received by 2ET tomorrow (Tuesday) in a further group circulation, for discussion on Wednesday. Regards, Steve

Stephen R. Ashbourne
Partner
stephen.ashbourne@blakes.com<mailto:stephen.ashbourne@blakes.com>
Dir: 416-863-3086

<image001.gif>

Blake, Cassels & Graydon LLP
199 Bay Street, Suite 4000, Toronto ON M5L 1A9
Tel: 416-863-2400 Fax: 416-863-2653
blakes.com<http://www.blakes.com> | Twitter<http://twitter.com/BlakesLaw/> |
Unsubscribe<http://www.blakes.com/English/Resources/Bulletins/Pages/unsubscribe.aspx>

Blake, Cassels & Graydon LLP | Barristers & Solicitors | Patent & Trade-mark Agents This email communication is CONFIDENTIAL AND LEGALLY PRIVILEGED. If you are not the intended recipient, please notify me at the telephone number shown above or by return email and delete this communication and any copy immediately. Thank you.

L'information paraissant dans ce message électronique est CONFIDENTIELLE. Si ce message vous est parvenu par erreur, veuillez immédiatement m'en aviser par téléphone ou par courriel et en détruire toute copie. Merci.

This e-mail message is privileged, confidential and subject to copyright. Any unauthorized use or disclosure is prohibited.

Le contenu du présent courriel est privilégié, confidentiel et soumis à des droits d'auteur. Il est interdit de l'utiliser ou de le divulguer sans autorisation.

This email and any attachments are for the sole use of the intended recipients and may be privileged or confidential. Any distribution, printing or other use by anyone else is prohibited. If you are not an intended recipient, please contact the sender immediately, and permanently delete this email and attachments.

Le présent courriel et les documents qui y sont joints sont exclusivement réservés à l'utilisation des destinataires concernés et peuvent être de nature privilégiée ou confidentielle. Toute distribution, impression ou autre utilisation est interdite aux autres personnes. Si vous ne faites pas partie des destinataires concernés, veuillez en informer immédiatement l'expéditeur, ainsi que supprimer ce courriel et les documents joints de manière permanente.