

Outstanding Business Issues – Ontario Fair Hydro Plan

Issue	Overview	Supporting Documentation	Next Steps
Guarantees	Province to provide contingent supports to enable structure	- Draft Term Sheet - Performance Guarantee - Service Guarantee	ENE/MOF tracking to TB in September for approval Timing: Sept 26 TB/MBC
Equity Injection	Province to purchase shares of OPG on a monthly basis	- Master Subscription Agreement - Service Level Agreement - Notice of Subscription - Amendment to Articles	OFA / Energy to determine required monthly process and sign-off mechanism Timing: Late Sept/Early Oct
PILs Exemption	Province to mitigate cost to ratepayers by minimizing PILs payable by OPG financing vehicle	Tax Regulation	MOF legal to draft comfort letter and regulation Timing: Regulation by fall
Subordinated Debt Loan Agreement	OPG will lend the equity injection from the Province to the Trust by way of subordinated debt	- Draft Term Sheet - Debt Loan Arrangement	- OFA to provide comments - OPG to draft Debt Loan Arrangement Timing: Late Sept
OEB Rate & Fees	OPG is allowed to charge a management fee for its services made up of 1)base fee and 2) performance fee	- Draft Base Fee framework - Draft Performance Fee framework - Regulation	OPG, ENE and OFA to determine role of OEB in determining fees OPG charges Timing: Regulation by the fall