

Message

From: Jeannette Briggs [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=148095610F7242F48A5A9DA24B1A8A87-JEANNETTE B]
Sent: 2017-06-19 10:57:29 AM
To: Kim Marshall [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b63a22b42bf14587870d93119a054d88-Kim Marshall]
CC: Michael Boll [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4811917e15054407b665fe16d12ff415-Michael Bol]; Anthony Martinello [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3fb7d76317b34780b15d96309b995c31-Anthony Mar]
Subject: RE: Consultation Draft - OFHPA General Regulation v2
Attachments: OFHPA Costs.docx

In order to consider the required language required in the regulation related to the variance account, we put together a page describing the interaction between the FSM Fee, CEA and IESO Variance account. It is attached.

We only have a draft language i.e. has not been submitted to the Ministry yet and it is being considered by Stikeman lawyers this morning for completeness:

Draft language for regulation:

xx. For the purposes of Section 23(1) of the Act, the IESO will determine the IESO deferral monthly, which IESO deferral may include the following amounts:

1. The difference between global adjustment (calculated pursuant to O. Reg. 429/04 made under the Electricity Act) for a month, and the amount collected from electricity vendors for such month [as a result of rates determined pursuant to Sections 7 and 8 of the Act] **[Note: do we want to include square bracketed language? Does it make sense with how the rest of the paragraph is worded?];**
2. The IESO costs of borrowing required to fund the difference referred to in paragraph 1;
3. RPP variance amounts from the period preceding the implementation of the rates under Sections 7 and 8 of the Act;
4. Any amounts the IESO pays to a Financing Entity for amounts that would otherwise have been recoverable as a Clean Energy Adjustment during a period when all or part of the Clean Energy Adjustment is not permitted by this Act to be recovered from specified consumers. **[NTD: subject to confirmation that the IESO will be paying these amounts.]**

Regards,

Jeannette Briggs Director, Settlements - Corporate Services
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From: Kim Marshall
Sent: June 19, 2017 7:16 AM
To: Jeannette Briggs
Cc: Michael Boll
Subject: RE: Consultation Draft - OFHPA General Regulation v2

Thanks, can you pls copy me on the comments re IESO, I see Michel at 9am this morning, will find out his schedule

Kimberly Marshall | VP, Corporate Services & CFO
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From: Jeannette Briggs
Sent: June 16, 2017 9:50 AM
To: Kim Marshall
Cc: Michael Boll
Subject: FW: Consultation Draft - OFHPA General Regulation v2
Importance: High

Do note there are IESO comments coming this morning. As we discussed of particular issue for the IESO is to include in regulation (missing now) more detail on Part V of the Act related to the what is included in the variance account which ultimately will become the regulatory asset that is from time to time transferred to the financing entity.

Regards,

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From: Michael Boll
Sent: June 14, 2017 2:25 PM
To: Jeannette Briggs; Anthony Martinello; Glenn Zacher (GZacher@stikeman.com); Peter Hamilton
Subject: FW: Consultation Draft - OFHPA General Regulation v2

Please see attached for comment.

From: Rehob, James (ENERGY) [<mailto:James.Rehob@ontario.ca>]
Sent: June 14, 2017 2:16 PM
To: Michael Boll

Cc: Calwell, Carolyn (ENERGY/MEDEI/MRI); Cayley, Daniel (ENERGY); Christie, Tim (ENERGY); O'Riordan, Eamon (ENERGY); Huang, Jackson (MEDG/MRIS)

Subject: FW: Consultation Draft - OFHPA General Regulation v2

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June 15, 2017

Good day, Michael. Please find attached the next draft of the "consultation draft" version of the proposed General Regulation, which (if approved) would be made under the *Ontario Fair Hydro Plan Act, 2017*.

Please do weigh in on the matters of primary interest to the IESO and, if possible, could we have some of your comments back by end of day Thursday to keep the drafting moving? We recognize that more comments would come in from the IESO after Thursday's meeting.

Thank you, and best regards.

James

James P. H. Rebob

Senior Counsel

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