

Message

From: Glenn Zacher [GZacher@stikeman.com]
Sent: 2017-11-20 4:30:55 PM
To: Michael Boll [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4811917e15054407b665fe16d12ff415-Michael Bol]
CC: Peter Hamilton [PHamilton@stikeman.com]; Jeannette Briggs [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=148095610f7242f48a5a9da24b1a8a87-Jeannette B]; Anthony Martinello [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3fb7d76317b34780b15d96309b995c31-Anthony Mar]
Subject: Re: EXTERNAL – RE: Clarification on timing of payments

Glenn Zacher

Direct: +1 416 869 5688<tel:+1%20416%20869%205688>
Email: gzacher@stikeman.com<mailto:gzacher@stikeman.com>

On Nov 20, 2017, at 4:22 PM, Michael Boll <Michael.Boll@ieso.ca<mailto:Michael.Boll@ieso.ca>> wrote:

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

From: Glenn Zacher [mailto:GZacher@stikeman.com]
Sent: November 20, 2017 10:52 AM
To: Michael Boll
Cc: Peter Hamilton; Jeannette Briggs; Anthony Martinello
Subject: Re: EXTERNAL - RE: Clarification on timing of payments

Glenn Zacher

Direct: +1 416 869 5688<tel:+1%20416%20869%205688>
Email: gzacher@stikeman.com<mailto:gzacher@stikeman.com><mailto:gzacher@stikeman.com>

[cid:43b84a1c68fc4238bf6b804dda76d851]<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.stikeman.com&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=kYsw8Yqu8gSipA20UBEIOINMIWVv8jHPAEV9cKXG7cc%3D&reserved=0>

Follow us:

LinkedIn<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.linkedin.com%2Fcompany%2Fstikeman-elliott-11p&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=CjxgkriD93Ijxn1RwtiH6D9avfcgzyPOgLvKyX%2BBSkg%3D&reserved=0> /
Twitter<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Ftwitter.com%2Fstikemanelliott&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=3QQMixpDUGoPBR4t35wyYXDMhbtuK9MlFS3%2FHfYfwjA%3D&reserved=0> /
stikeman.com<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fstikeman.com&data=01%7C01%7Canthony.martinello%40ieso.ca%7Cf57639ea3eed4a09bd7f08d5305e67de%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=1o%2BzgpK9aqJe7F2%2FxCzHg51Ud12yUnG0gIDoYcjK80Q%3D&reserved=0><https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.stikeman.com&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=kYsw8Yqu8gSipA20UBEIOINMIWVv8jHPAEV9cKXG7cc%3D&reserved=0>

Stikeman Elliott LLP Barristers & Solicitors

5300 Commerce Court West, 199 Bay Street, Toronto, ON M5L 1B9 Canada

This email is confidential and may contain privileged information. If you are not an intended recipient, please delete this email and notify us immediately. Any unauthorized use or disclosure is prohibited.

On Nov 20, 2017, at 10:15 AM, Michael Boll
<Michael.Boll@ieso.camailto:Michael.Boll@ieso.ca><mailto:Michael.Boll@ieso.ca>> wrote:

[REDACTED]

From: Jeannette Briggs
Sent: November 20, 2017 10:11 AM
To: Michael Boll; Anthony Martinello
Subject: Re: EXTERNAL - RE: Clarification on timing of payments

[REDACTED]

Jeannette Briggs
416 997-6364
From: Michael.Boll@ieso.ca<mailto:Michael.Boll@ieso.ca><mailto:Michael.Boll@ieso.ca>
Sent: November 20, 2017 10:01 AM
To: jeannette.briggs@ieso.ca<mailto:jeannette.briggs@ieso.ca><mailto:jeannette.briggs@ieso.ca>;
Anthony.Martinello@ieso.ca<mailto:Anthony.Martinello@ieso.ca><mailto:Anthony.Martinello@ieso.ca>
Subject: RE: EXTERNAL - RE: Clarification on timing of payments

[REDACTED]

From: Jeannette Briggs
Sent: November 17, 2017 1:54 PM
To: Michael Boll; Anthony Martinello
Subject: FW: EXTERNAL - RE: Clarification on timing of payments

[REDACTED]

Jeannette Briggs Director, Settlements - Corporate Services Independent Electricity System Operator (IESO) | T: 905-855-6364 | C: 416-997-6364 Station A, Box 4474, Toronto, ON, M5W 4E5
Web:
<https://na01.safelinks.protection.outlook.com/?url=www.ieso.ca&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=iFU7Y04pwwhutoBK4kYhgAI14EDoa7p93D%2BYeUxtc3s%3D&reserved=0><<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.ieso.ca%2F&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=2AGmd7U0dzsy33iUzItyhRS%2BSw1m43nxFYE%2B%2FDVKb0%3D&reserved=0>> | Twitter:
IESO_Tweets<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.twitter.com%2Fieso_tweets&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=DkNIGkuLGI6xSVnLvotVOqW9kb3hDk%2FniwvF4PSIRM%3D&reserved=0> | LinkedIn:
IESO<<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.linkedin.com%2Fcompany%2Fieso&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=s1xc9fkzejo%2F0%2F30b9rdL8FtlSds1ihpCjUUDBFq5R4%3D&reserved=0>>
Conservation:
<https://na01.safelinks.protection.outlook.com/?url=www.saveONenergy.ca&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=jyqp%2FU6JuqKBQkQakdGVHw6BU%2F7WCaFTKnyUjpCH7p2Q%3D&reserved=0><<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.saveonenergy.ca%2F&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=EvS28gheIF7eglh9K8kCk%2BEwe4gF%2BYPLq6Bq5EmHr6E%3D&reserved=0>> |
Twitter:
saveONenergyOnt<<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Ftwitter.com%2Fsaveonenergyont&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=0qydsZpmLboBwv03fD24%2Fnoy6LkFn9VSSD2rq9aiAcg%3D&reserved=0>> | LinkedIn:
saveONenergy<<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.linkedin.com%2Fcompany%2Fsaveonenergy>

2FsaveONenergyONT&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=01J8YDR1CzX0cgE5EiTOFqNkd6egUZ%2BEms4GKBbrLAC%3D&reserved=0>
Corporate Services collaborates with you to deliver solutions and expertise that enable the IESO to achieve its goals

From: Jeannette Briggs
Sent: November 16, 2017 8:17 AM
To: RYFA Ken -TREASURY; Anthony Martinello
Cc: LADAK Lubna -TREASURY; GO Matthew -TREASURY; LAURETA LAPIRA May -TREASURY
Subject: Re: EXTERNAL - RE: Clarification on timing of payments

Let me talk to Anthony and Michael. I read it in a way that could leave it as is -pay Trust early on the definitive 14 BD of the month utilizing "before" , or 18 BD which is the receipt info deadline (by 4 BD plus 14 BD). We will be in touch.

Regards

Jeannette Briggs
416 997-6364
From: ken.ryfa@opg.com<mailto:ken.ryfa@opg.com><mailto:ken.ryfa@opg.com>
Sent: November 16, 2017 8:04 AM
To: jeannette.briggs@ieso.ca<mailto:jeannette.briggs@ieso.ca><mailto:jeannette.briggs@ieso.ca>; Anthony.Martinello@ieso.ca<mailto:Anthony.Martinello@ieso.ca><mailto:Anthony.Martinello@ieso.ca>
Cc: lubna.ladak@opg.com<mailto:lubna.ladak@opg.com><mailto:lubna.ladak@opg.com>; matthew.go@opg.com<mailto:matthew.go@opg.com><mailto:matthew.go@opg.com>; may.lapira@opg.com<mailto:may.lapira@opg.com><mailto:may.lapira@opg.com>
Subject: RE: EXTERNAL - RE: Clarification on timing of payments

Jeannette,
Thanks for the clarification.

The MTSA will need to be updated for the carrying cost payment as it specifies the following in 3.13(c) as I think this would be interpreted as 14 BD after receipt of the statement rather than 14 BD of the month.

(a) On or before the [14th] Business Day following receipt by the IESO of the Monthly Carrying Costs Statement, the IESO shall, as required under the Regulations, deliver or cause to be delivered to the Issuer, by wire transfer or electronic funds transfer in immediately available funds, an amount in Canadian dollars equal to the Monthly Carrying Costs certified by the Issuer in the applicable Monthly Carrying Costs Statement.
Ken

From: Jeannette Briggs [mailto:jeannette.briggs@ieso.ca<mailto:jeannette.briggs@ieso.ca>]
Sent: Wednesday, November 15, 2017 4:15 PM
To: RYFA Ken -TREASURY <ken.ryfa@opg.com<mailto:ken.ryfa@opg.com><mailto:ken.ryfa@opg.com>>; Anthony Martinello
<Anthony.Martinello@ieso.ca<mailto:Anthony.Martinello@ieso.ca><mailto:Anthony.Martinello@ieso.ca>>
Cc: LADAK Lubna -TREASURY <lubna.ladak@opg.com<mailto:lubna.ladak@opg.com><mailto:lubna.ladak@opg.com>>; GO Matthew -TREASURY <matthew.go@opg.com<mailto:matthew.go@opg.com><mailto:matthew.go@opg.com>>; LAURETA LAPIRA May -TREASURY <may.lapira@opg.com<mailto:may.lapira@opg.com><mailto:may.lapira@opg.com>>
Subject: EXTERNAL - RE: Clarification on timing of payments

*** Exercise caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. ***

Ken,

With regards to carrying costs, the IESO is going to use the standard invoice timing: 4th business day receive monthly carrying cost amount, 10th business day publish Fair Hydro carrying cost invoice, 14th business remit carrying cost payment to Fair Hydro Trust

On the transfer of the regulatory asset we have set up a second timing - notice of amount available for transfer 7th business day (although we are trying to meet end of 6th business day if possible) , between 8th and 15th business day transfer amount is agreed upon, 16th business day IESO issues Fair Hydro Trust a transfer "invoice" (some sort of document) for agreed asset purchase amount, 18th business day IESO receives payment from Fair Hydro Trust.

We would use the second timing for CEA remittance after the moratorium. We believe this would be helpful for the LDCs and avoids any confusion with the IESO Administered Markets existing process. Still expect information on CEA by 4th business day, 5th business to 17th business day follow up LDCs as necessary and create report, 16th business day IESO receive CEAs dollars from LDC' s for specified consumers, 18th business day IESO remits CEA payment to Fair Hydro Trust.

Is this helpful? We are trying to separate the regulatory asset transfer and receipt of CEA as separate and distinct process from IAM invoicing process.

Regards,

Jeannette Briggs Director, Settlements - Corporate Services Independent Electricity System Operator (IESO) | T: 905-855-6364<tel:9058556364> | C: 416-997-6364<tel:4169976364> Station A, Box 4474, Toronto, ON, M5W 4E5

Web:
<https://na01.safelinks.protection.outlook.com/?url=www.ieso.ca&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=iFU7Y04pwwhutoBK4kYhgAI14EDoa7p93D%2BYeUxtc3s%3D&reserved=0><<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.ieso.ca%2F&data=02%7C01%7Cken.ryfa%40opg.com%7C59bac6059b27457495d008d52c6dfe4c%7C962f21cf93ea449f99bf402e2b2987b2%7C0%7C0%7C636463773291264749&sdata=ze5tSDvMPS7CxE3tyB0NrxQ%2FVYRV02etshPT16g1F%2Bk%3D&reserved=0>> |

Twitter:

IESO_Tweets<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.twitter.com%2Fieso_tweets&data=02%7C01%7Cken.ryfa%40opg.com%7C59bac6059b27457495d008d52c6dfe4c%7C962f21cf93ea449f99bf402e2b2987b2%7C0%7C0%7C636463773291264749&sdata=tn2boI5xd2WoURhiN2nApdX%2B3C0zhvhAAckMS12goOA%3D&reserved=0> |

LinkedIn:

IESO<<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.linkedin.com%2Fcompany%2Fieso&data=02%7C01%7Cken.ryfa%40opg.com%7C59bac6059b27457495d008d52c6dfe4c%7C962f21cf93ea449f99bf402e2b2987b2%7C0%7C0%7C636463773291264749&sdata=7SbMSzOmF1dAmF2aaRhWX3DoMHTWLar0T%2FbR7VICyPA%3D&reserved=0>>

Conservation:

<https://na01.safelinks.protection.outlook.com/?url=www.saveONenergy.ca&data=01%7C01%7Cmichael.boll%40ieso.ca%7Cb91e1340d2e34f482ab908d5302eb498%7C7cd55abd63f243c58f4bd38ea458add8%7C0&sdata=jyqp%2FU6JuqKBQakdGVHw6BU%2F7WCaFTKnyUjpCH7p2Q%3D&reserved=0><<https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.saveonenergy.ca%2F&data=02%7C01%7Cken.ryfa%40opg.com%7C59bac6059b27457495d008d52c6dfe4c%7C962f21cf93ea449f99bf402e2b2987b2%7C0%7C0%7C636463773291264749&sdata=0UzEbt4HLUU%2F8tPiuiVnxUTXd3tH8b7nUsfSqlQ%2B%2Bg%3D&reserved=0>> | Twitter:

saveONenergyOnt<<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Ftwitter.com%2Fsaveonenergyont&data=02%7C01%7Cken.ryfa%40opg.com%7C59bac6059b27457495d008d52c6dfe4c%7C962f21cf93ea449f99bf402e2b2987b2%7C0%7C0%7C636463773291264749&sdata=fgvrrjtBX6wvXplj4YXxBczizBj14ezbotNd8A31j%2F%2FA%3D&reserved=0>> |

LinkedIn:

saveONenergy<<https://na01.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.linkedin.com%2Fcompany%2FsaveONenergyONT&data=02%7C01%7Cken.ryfa%40opg.com%7C59bac6059b27457495d008d52c6dfe4c%7C962f21cf93ea449f99bf402e2b2987b2%7C0%7C0%7C636463773291264749&sdata=nDLPcuF%2B1PPFW0X6nKZptRGu4git6QfX8r6oVi3Z4Uo%3D&reserved=0>>

Corporate Services collaborates with you to deliver solutions and expertise that enable the IESO to achieve its goals

From: RYFA Ken -TREASURY [mailto:ken.ryfa@opg.com]

Sent: November 15, 2017 3:47 PM

To: Anthony Martinello; Jeannette Briggs

Cc: LADAK Lubna -TREASURY; GO Matthew -TREASURY; LAURETA LAPIRA May -TREASURY

Subject: Clarification on timing of payments

Anthony / Jeannette,

In today's discussion I heard some timing on payments that I would like to clarify to ensure I have a correct understanding. I thought the overall intent now was to line up the FHP items to coincide with the regular payment / receipt cycle of the IESO. If this is not the intent it would be helpful to understand the logic behind the selected approach.

The MTSA provides specific dates but they are all square bracketed pending confirmation.

Payment of Carrying Costs - from MTSA section 3.13(c) Financing entity provide to IESO monthly Carrying Cost statement - on or before 4th business day IESO payment to financing entity - on or before 14th business day after receipt of monthly Carrying Cost statement

The latest date seems to be the 18th business day which is almost the end of the month. How would the IESO apply "on or before" with respect to payment? Would you generally push it to the last possible day? If so then the earliest payment is 15th business day (statement on 1st business day and payment 14 days later).

Transfer of CEA Collections - from MTSA definition Remittance Date from IESO - 18th business day is square bracketed.

I thought this was supposed to line up with the usual 14th business day remittance date.

Sale/transfer of regulatory asset - from MTSA s. 2.1(c) Notice to financing entity - 8th business day
Closing date of transfer - earliest 5th business day and latest last business day of the month

Note - I expect the timing of the first transfer will need to follow a slightly different timeline but we will work together to ensure everyone understands the timing.

Thanks,

Ken

THIS MESSAGE IS ONLY INTENDED FOR THE USE OF THE INTENDED RECIPIENT(S) AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, PROPRIETARY AND/OR CONFIDENTIAL. If you are not the intended recipient, you are hereby notified that any review, retransmission, dissemination, distribution, copying, conversion to hard copy or other use of this communication is strictly prohibited. If you are not the intended recipient and have received this message in error, please notify me by return e-mail and delete this message from your system. Ontario Power Generation Inc.

This e-mail message and any files transmitted with it are intended only for the named recipient(s) above and may contain information that is privileged, confidential and/or exempt from disclosure under applicable law. If you are not the intended recipient(s), any dissemination, distribution or copying of this e-mail message or any files transmitted with it is strictly prohibited. If you have received this message in error, or are not the named recipient(s), please notify the sender immediately and delete this e-mail message.

THIS MESSAGE IS ONLY INTENDED FOR THE USE OF THE INTENDED RECIPIENT(S) AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, PROPRIETARY AND/OR CONFIDENTIAL. If you are not the intended recipient, you are hereby notified that any review, retransmission, dissemination, distribution, copying, conversion to hard copy or other use of this communication is strictly prohibited. If you are not the intended recipient and have received this message in error, please notify me by return e-mail and delete this message from your system. Ontario Power Generation Inc.