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File No. 24011.5

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DELIVERED BY EMAIL
Registrar@oeb.ca

Nancy Marconi
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Marconi:

**Re: ERTH Power Corporation (“ERTH Power”) Incentive Rate-Setting Mechanism (“IRM”) Application for 2025 Rates and Incremental Capital Module (“ICM”) funding (“Application”)
Ontario Energy Board (“OEB”) File Number: EB-2024-0021**

We are counsel to ERTH Power in the above-noted matter and write in response to the panel’s request for our client’s perspective on the importance of Argument in Chief in this proceeding.

ERTH Power respectfully submits that Argument in Chief for the ICM portion of the Application is critically important to ensuring an efficient and orderly hearing. Since the Application was filed, a significant amount of evidence has been adduced, including responses to interrogatories, a technical conference transcript, and undertakings. Argument in Chief will enable the Applicant to present a comprehensive and consolidated view of the evidentiary record, clarify the key issues that remain outstanding and precisely articulate the relief being sought. Argument in Chief will allow intervenors and OEB staff to directly address ERTH Power’s positions ensuring a structured record that will assist the panel in efficiently rendering its decision and contributing to an effective and fair proceeding.

Sincerely,

BORDEN LADNER GERVAIS LLP

A handwritten signature in black ink that reads 'Z. Thoms' in a cursive, flowing script.

Zoë Thoms