

February 6, 2009

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Kirsten Walli
Board Secretary
Ontario Energy Board
Suite 2701
2300 Yonge Street
Toronto ON M4P 1E4

Dear Ms Walli:

**Re: Hydro One Networks Inc. Transmission Rates Proceeding 2009/2010/
EB-2008-0272**

We are Counsel to the Consumers Council of Canada ("Council"), a registered intervenor in the Hydro One Networks Transmission ("HON") 2009/2010 rates proceeding.

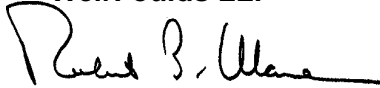
Glen MacDonald sent an e-mail to all parties on January 23, 2009, on behalf of HON, indicating that HON expected to file an update to its evidence prior to the commencement of the hearing. The evidence will include an update to the 2008 bridge year to reflect year-end actuals. HON also indicated that it will not be updating the test year information for 2009 and 2010.

The hearing is expected to begin on February 19. Given the volume of evidence filed in this case, a review of the implications of the update may take some time. The 2008 actual numbers will inform our assessment of the 2009 and 2010 budgets and how we approach cross-examination.

At the recent Settlement Conference HON indicated that it currently plans to file the update on January 13. Given that this leaves only two working days prior to the commencement of the hearing (February 16 is a statutory holiday), we request that the start of the hearing be delayed until February 23. If the update is not filed on February 13, we suggest the Board consider a further delay to allow parties time to adequately consider the implications of the updated materials.

Yours very truly,

WeirFoulds LLP

A handwritten signature in black ink, appearing to read "Robert B. Warren". The signature is fluid and cursive, with a long horizontal stroke at the end.

Robert B. Warren

RBW/dh

cc: Hydro One Networks Inc.
cc: Rogers Partners LLP, Attention: Donald Rogers
cc: All Parties
cc: Julie Girvan
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