



**EB-2008-0244**

**IN THE MATTER OF** the *Ontario Energy Board Act*,  
1998, S.O. 1998, c. 15, (Schedule B);

**AND IN THE MATTER OF** an application by  
**PowerStream Inc.** for an order approving just and  
reasonable rates and other charges for electricity  
distribution to be effective **May 1, 2009.**

### **PROCEDURAL ORDER No. 3**

**PowerStream Inc.** ("PowerStream" or the "Applicant") filed an application with the Ontario Energy Board (the "Board"), on October 10, 2008 under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that PowerStream charges for electricity distribution, to be effective May 1, 2009. The Board assigned File Number EB-2008-0244 to the application. The Board issued a Notice of Application and Hearing dated October 24, 2008.

Procedural Order No. 1 was issued on March 3, 2009, declaring that the Board would proceed by way of an oral hearing, approving the intervention list and cost eligibility of the intervenors and setting the dates for an Issues Conference and Issues Day.

The Issues Conference was held on March 9, 2009, and an Issues Day was held on March 12, 2009.

Procedural Order No. 2 was issued on March 13, 2009 and included the approved Issues List, a draft order for Interim Rates and set dates for subsequent events in the proceeding.

The Board was made aware of certain conflicts for both the Applicant and the intervenors regarding the planned date for the Settlement Conference. Therefore, the Board considers it necessary to make provision for the following procedural matters. Please be aware that further procedural orders may be issued from time to time.

**THE BOARD ORDERS THAT:**

1. The Settlement Conference will be convened on Tuesday, May 19, 2009, starting at 9:30 a.m., with the objective of reaching a settlement among the parties on the issues. The Settlement Conference will be held at 2300 Yonge Street, Toronto in the Board's ADR room on the 25th Floor.
2. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board on Thursday, May 28, 2009. The Settlement Proposal should contain a list of any unsettled issues, identifying those issues that the parties believe must be dealt with by way of oral hearing.
3. All other dates set in Procedural Order No. 2 remain valid.

All filings to the Board must quote file number EB-2008-0244, be made through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca), and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca). If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

**DATED** at Toronto, March 25, 2009  
**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary

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