

Rogers Partners LLP

Barristers & Solicitors

D.H. Rogers, Q.C.

Donald H. Rogers Professional Corporation

e-mail: don.rogers@rogerspartners.com

Direct Dial: (416) 594-4501

Assistant: (416) 594-4511

Our File Number: 72738

January 19, 2010

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2700, P.O. Box 2319
Toronto, ON M4P 1E4

Dear Ms. Walli:


Re: EB-2010-0003

I am counsel to Hydro One in this matter and, although not originally copied, I have been provided with a copy of your Procedural Order No. 1 in this Application.

The Board's Order calls for an oral hearing on Monday, February 22, 2010. While I appreciate the urgency of the matter, in which my client concurs, I will be out of the country that day and would be most grateful if the oral hearing could be deferred for a short time. I will be returning February 24, 2010, and would be prepared to argue the motion on Thursday, February 25 or Friday, February 26, 2010, or the following week if it met the Board's convenience.

I do appreciate the Board's consideration in this matter.

Yours very truly,


D. H. Rogers
DHR:db

c. Intervenors