



EB-2010-0003

IN THE MATTER OF Section 78 of the *Ontario Energy Board Act, 1998*, S. O. 1998, c.15, Schedule B;

AND IN THE MATTER OF a review of an application filed by Hydro One Networks Inc. under Section 78 of the *Ontario Energy Board Act, 1998*, seeking changes to the Uniform Provincial Transmission Rates;

AND IN THE MATTER OF Rules 42, 44.01 and 45.01 of the Ontario Energy Board's *Rules of Practice and Procedure*.

PROCEDURAL ORDER NO. 2

The Board received a Notice of Motion dated January 5, 2010 from Hydro One Networks Inc. ("Hydro One") for a motion to review aspects of the Board's December 16, 2009 decision in the EB-2008-0272 proceeding, which approved transmission rates for 2010 ("the Decision"). The Board has assigned file number EB 2010-0003 to this motion.

The motion seeks an order varying the return on equity to be used by Hydro One to calculate its transmission revenue requirement from 8.39%, which appears in the Decision, to 9.75%, the value which accords with the Report of the Board on the Cost of Capital for Ontario's Regulated Utilities (EB-2009-0084). In addition, the motion seeks to vary the short term debt rate to be used by Hydro One to calculate its 2010 revenue requirement, from 0.55% which appears in the Decision to 1.93%, the value in the Cost of Capital Report.

The Board issued Procedural Order No. 1 in this matter, making provision for the receipt of written submissions on the motion, and for oral submissions on the motion to be heard on February 22, 2010. Procedural Order No. 1 also contained a declaration that

the rates that are the subject of the motion are to be considered interim as at January 15, 2010, pending the outcome of the motion.

Due to scheduling conflicts, the date for the receipt of oral submissions must be changed to **Thursday February 25, 2010**.

THE BOARD THEREFORE ORDERS THAT:

1. Oral submissions on the motion from Hydro One dated January 5, 2010 will be heard by the Board on **Thursday February 25, 2010**. The hearing will commence at 9:30 am in the Board's Hearing Room at 2300 Yonge Street, Toronto, on the 25th floor. Dates for the receipt of written submissions on the motion are unchanged.

DATED in Toronto, January 21, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

cc: Anne-Marie Reilly, Hydro One Networks Inc.
D. H. Rogers, Rogers Partners LLP
Intervenors in EB-2008-0272

Appendix A

TO NOTICE OF HEARING AND PROCEDURAL ORDER NO. 2

EB-2010-0003

DATED JANUARY 15, 2010

ADDRESSES FOR SERVICE

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EB-2010-0003**

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January 21, 2010

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