



November 3, 2010

**BY EMAIL AND BY COURIER**

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge St., Suite 2700  
Toronto, ON, M4P 1E4

Dear Ms. Walli:

**RE: Horizon Utilities Corporation – Distribution Licence – ED-2006-0031 - 2011 Electricity Distribution Rates (“EDR”) Cost of Service Application Board File No: EB-2010-0131**

Procedural Order No.1 provides that Horizon Utilities’ responses to interrogatories in this matter are due on November 4, 2010. Horizon Utilities has been working diligently to have its responses to the interrogatories prepared for filing by the Board’s deadline. However, as Horizon Utilities’ staff have advised Board staff, a number of issues have arisen and Horizon Utilities has determined that it will require a brief period of additional time in order to finalize them.

In particular, a number of Horizon Utilities’ executive team members are engaged in preparation for and participation in Board of Directors meetings that will limit their ability to contribute to the preparation and finalization of the interrogatory responses for two full business days. Further, Horizon Utilities experienced a complete computer network failure on Tuesday November 2, 2010 which also compromised Horizon Utilities’ staff’s ability to work on the responses.

Horizon Utilities anticipates that it will be able to deliver its responses to the interrogatories by Monday November 8, 2010, and acknowledges that this will necessitate slight changes to the Board’s timeline for Board staff and intervenor submissions, currently scheduled to be filed no later than Thursday, November 11, 2010; and Horizon Utilities’ reply submission, currently due by Thursday, November 18, 2010. As the Board considers adjusting the remaining deadlines on the Preliminary Issue, Horizon Utilities would suggest that the deadlines as originally contemplated were quite short. Horizon Utilities supports the resolution of the Preliminary Issue in an expeditious manner, but respectfully suggests that 10 days between each step outlined in Procedural Order No. 1 may be more appropriate. With the interrogatory responses filed by November 8, 2010, this would shift the staff/intervenor submission deadline to Thursday, November 18, 2010 and the Horizon Utilities submission deadline to Monday, November 29, 2010.

We regret any inconvenience this may cause, but we trust that this will be acceptable to the Board, and we thank you for your consideration in this regard. Should you have any questions or require further information, please do not hesitate to contact me.

Yours Truly,

*Original signed by Indy J. Butany-DeSouza*

Indy J. Butany-DeSouza  
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cc. John G. Basilio, SVP and CFO  
James Sidlofsky, Borden Ladner Gervais,LLP