



EB-2011-0367

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 Port Colborne
Hydro Inc. under section 86 of the *Ontario Energy Board
Act, 1998* seeking an order for leave to sell its distribution
system as an entirety to Canadian Niagara Power Inc.;

PROCEDURAL ORDER NO. 1

Port Colborne Hydro Inc. (“Port Colborne” or “the Applicant”), a licensed electricity distributor, filed an application with the Ontario Energy Board, received on October 19, 2011, under section 86(1)(a) of the *Ontario Energy Board Act, 1998*, (the “Act”), seeking leave to sell its distribution system in its entirety to Canadian Niagara Power Inc. (“CNPI”), a licensed electricity distributor.

In response to the Notice of Application and Written Hearing issued on November 24, 2011, Hydro One Networks Inc. and Horizon Utilities Corporation requested observer status in the proceeding. The Board grants the request for observer status received from Hydro One Networks Inc. and Horizon Utilities Corporation.

The Board will proceed by way of written hearing and considers it necessary to make provision for the following procedural matters. Please note that this Procedural Order may be amended, and further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. If Board staff wishes to receive information and material from the Applicant that is in addition to the information filed by the Applicant with the Board, and that is

relevant to the hearing, they shall request it by written interrogatories filed with the Board and delivered to the Applicant on or before **January 19, 2012**.

2. The Applicant shall file with the Board complete responses to the interrogatories no later than **January 30, 2012**.
3. If Board staff wishes to make a submission, they must file this submission with the Board, and deliver it to the Applicant by **February 10, 2012**.
4. If the Applicant wishes to file a response to a submission this must be filed with the Board by **February 21, 2012**.

All filings to the Board must quote the file number EB-2011-0367, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format made through the Board's web portal at www.errr.ontarioenergyboard.ca. Filings must clearly state the sender's name, postal address and telephone number and e-mail address. Parties should use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.ontarioenergyboard.ca. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD 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.

Addresses

The Board

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

Tel: 1-877-632-2727 (toll free)
Fax: 416-440-7656
E-mail: Boardsec@ontarioenergyboard.ca

Applicant

Port Colborne Hydro Inc.
66 Charlotte Street
Port Colborne ON L3K 3C8
Attention: Leonard Hunt

Tel: 905-835-2942
Fax: 905-835-2969
E-mail: lenhunt99@cogeco.ca

DATED at Toronto, January 9, 2012

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary