



EB-2008-0226

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 COLLUS
Power Corp. for an order approving just and reasonable
rates and other charges for electricity distribution to be
effective May 1, 2009.

PROCEDURAL ORDER No. 5

COLLUS Power Corp. ("COLLUS" or the "Applicant") filed an application with the Ontario Energy Board under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that COLLUS charges for electricity distribution, to be effective May 1, 2009. The Board received the application on August 18, 2008 and has assigned the application File Number EB-2008-0226. The Board issued a Notice of Application and Hearing dated September 2, 2008, Procedural Order No. 1 on October 6, 2008, Procedural Order No. 2 on October 22, 2008, and Procedural Order No. 3 on December 3, 2008.

In Procedural Order No. 4 issued on December 18, 2008, the Board determined that a second round of written interrogatories was required to provide an opportunity for all parties to ask clarifying questions, which related specifically to existing interrogatory responses. The Board also ordered COLLUS to summarize and file with the Board the revisions that it is proposing to make to its application and the resulting impact on the revenue requirement, as a part of its responses to the second round of interrogatories.

Only the Vulnerable Energy Consumers Coalition (VECC) and Board staff filed a second round of written interrogatories.

COLLUS filed its responses to the second round of written interrogatories with the Board on January 8, 2009. COLLUS also filed clarification responses on January 16 and submitted updates to Exhibits 7, 8 and 9 of its Application on January 17, 2009.

In Procedural Order No. 4, the Board stated that it would determine the next steps and advise parties accordingly at the completion of the second round of written interrogatories. The Board has decided that that neither a technical conference nor a settlement conference is required and that this application can be decided by way of a written hearing process.

Please be aware that this Procedural Order may be amended, and further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. Board staff shall file and deliver any submission on the application no later than **Friday, February 6, 2009.**
2. Parties who wish to make a submission on the application must file that submission with the Board, and deliver it to the Applicant and all other parties no later than **Friday, February 13, 2009.**
3. The Applicant's reply submission must be filed with the Board and delivered to all parties no later than **Wednesday, February 25, 2009.**

All filings to the Board must quote file number EB-2008-0226, be made through the Board's web portal at 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. 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.

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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, January 21, 2009

ONTARIO ENERGY BOARD

Original signed by

Kristen Walli
Board Secretary