



EB-2008-0187

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 Hydro One
Networks Inc. for an order or orders approving just and
reasonable rates and other charges for electricity distribution
to be effective May 1, 2009.

PROCEDURAL ORDER NO. 3

Hydro One Networks Inc. ("Hydro One") filed an application with the Ontario Energy Board (the "Board"), received on November 7, 2008, under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B), seeking approval for changes to the rates that Hydro One charges for electricity distribution, to be effective May 1, 2009. The application was filed under the Board's guidelines for 3rd Generation Incentive Regulation, which provides for a mechanistic and formulaic adjustment to rates between cost of service applications as well as provisions for incremental capital investments. In addition to the formulaic adjustment to rates, Hydro One is also seeking approval for incremental capital investments.

The Board has assigned the application file number EB-2008-0187. The Board issued a Notice of Application and Hearing dated December 12, 2008.

The Board issued Procedural Order No. 1 on February 3, 2009. As part of Procedural Order No. 1, the Board ordered that interrogatories from parties and Board staff be filed by February 23, 2009. Responses from the Applicant were due no later than March 9, 2009.

In Procedural Order No. 2, dated March 12, 2009, the Board determined that it would proceed by way of an oral hearing, and set the commencement date for Thursday March 26, 2009.

On March 17, 2009, Pollution Probe filed a Motion for Full and Adequate Interrogatory Responses Regarding Conservation and Demand Management (the "Motion").

The Board has decided to hear Pollution Probe's Motion orally. Parties are advised that should the motion succeed, the Board will proceed with cross examination on other issues and will schedule another day other than March 26th to allow cross examination related to the interrogatory responses.

THE BOARD ORDERS THAT:

1. The Board will hear the Motion orally on the morning of Thursday, **March 26, 2009** starting at 9:00 a.m. in the Board's Hearing Room on the 25th Floor at 2300 Yonge Street.
2. The oral hearing may commence immediately after the Motion is heard on Thursday **March 26, 2009** and conclude at 5:00 p.m. If required, the oral hearing will be re-convened on Friday **March 27, 2009** from 9:00 a.m. to 5:00 p.m. The hearing will be held at the Board's offices at 2300 Yonge Street on the 25th floor.

All filings to the Board noted in this Procedural Order must be in the form of 2 hard copies and must be received by the Board by 12:00 p.m. on the stated date. An electronic copy of the filing must also be provided. If you already have a user ID, the electronic copy of your filing should be submitted through the Board's web portal at www.errr.oeb.gov.on.ca. If you do not have a user ID, please visit the "e-Filing Services" page on the Board's website at www.oeb.gov.on.ca and fill out a user ID password request. For instructions on how to submit and naming conventions, please refer to the RESS Document Guidelines also found on the "e-Filing Services" webpage. If the Board's web portal is not available, the electronic copy of your filing may be submitted by e-mail at Boardsec@oeb.gov.on.ca. Those who do not have internet access are required to submit the electronic copy of their filing on a CD or diskette in PDF format.

Address

The Ontario Energy Board:

Post:

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

Filings: www.errr.oeb.gov.on.ca

E-mail: Boardsec@oeb.gov.on.ca

Tel: 1-888-632-6273 (toll free)

Fax: 416-440-7656

ISSUED at Toronto, March 19, 2009

ONTARIO ENERGY BOARD

Original signed By

Kirsten Walli
Board Secretary