



EB-2008-0230

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 **Greater Sudbury Hydro Inc.** for an order approving just and reasonable rates and other charges for electricity distribution to be effective **May 1, 2009.**

PROCEDURAL ORDER No. 4

Greater Sudbury Hydro Inc. ("Greater Sudbury" or the "Applicant") filed an application with the Ontario Energy Board, received on December 22, 2008 under section 78 of the *Ontario Energy Board Act*, 1998, seeking approval for changes to the rates that Greater Sudbury charges for electricity distribution, to be effective May 1, 2009. The Board has assigned the application File Number EB-2008-0230. The Board issued a Notice of Application and Hearing dated January 13, 2009.

In Procedural Order No. 1, issued on February 18, 2009, the Board made provision for a phased approach to the discovery process, with the first phase consisting of written interrogatories and the possibility of a technical conference at the option of the Applicant. The Applicant chose not to have a technical conference.

On March 19, 2009, the Applicant filed responses to the interrogatories from parties.

The Board issued Procedural Order No. 2 on March 31, 2009, seeking the views of the Applicant and all parties regarding the need for additional procedural steps in this proceeding.

The Board issued Procedural Order No. 3 on April 15, 2009, providing for a modified Technical Conference process followed by a Settlement Conference. After Procedural Order No. 3 was issued, the Board was made aware of some time conflicts regarding the dates set for the Technical and Settlement Conferences. Therefore, the Board has

determined that amendments are required to the dates previously set.

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. A Technical Conference will be convened on Tuesday, June 2, 2009, at the Board's offices at 2300 Yonge Street in the ADR Room on the 25th floor starting at 9:30 a.m.
2. Prior to the Technical Conference, intervenors or Board staff who wish to ask clarification questions that relate to the existing interrogatory responses, shall file them with the Board and deliver a copy to the Applicant on or before Friday, May 1, 2009. These responses will form the basis for the Technical Conference. In order to ensure an efficient Technical Conference, the Board encourages Greater Sudbury to provide written responses to the additional interrogatories by Tuesday, May 19, 2009.
3. Immediately following the Technical Conference or alternatively on June 3, 2009 a Settlement Conference will be convened for the Applicant and intervenors. The Settlement Conference will be held at the Board's offices.
4. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board within three working days of the completion of the Settlement Conference, but no later than Friday, June 12, 2009. In addition to outlining the terms of any settlement, the Settlement Proposal should contain a list of any unsettled issues that the parties believe require adjudication and suggestions as to whether adjudication can proceed by way of written submissions or oral hearing.
5. Any Settlement Proposal will be reviewed by the Board on Thursday, June 18, 2009 at 1:30 p.m. in the Board's West hearing room on the 25th Floor at 2300 Yonge Street, Toronto.

All filings to the Board must quote file number EB-2008-0230, 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.

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, April 28, 2009

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary