



EB-2008-0244

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
PowerStream 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

PowerStream Inc. ("PowerStream" or the "Applicant") filed an application with the Ontario Energy Board (the "Board"), on October 10, 2008 under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that PowerStream charges for electricity distribution, to be effective May 1, 2009. The Board assigned File Number EB-2008-0244 to the application. The Board issued a Notice of Application and Hearing dated October 24, 2008.

Procedural Order No. 1 was issued on March 3, 2009, declaring that the Board would proceed by way of an oral hearing, approving the intervention list and cost eligibility of the intervenors and setting the dates for an Issues Conference and Issues Day.

The Issues Conference was held on March 9, 2009, and an Issues Day was held on March 12, 2009.

Procedural Order No. 2 was issued on March 13, 2009 and included the approved Issues List, a draft order for Interim Rates and set dates for subsequent events in the proceeding.

Procedural Order No. 3 was issued on March 25, 2009 and amended a number of the dates set in the previous procedural order.

PowerStream has filed certain information in this proceeding in confidence in accordance with Rule 10.01 of the Board's Rules of Practice and Procedure (the "Rules") and the Board's Practice Direction on Confidential Filings (the "Practice Direction").

In accordance with Rule 10.03 and section 5.1.5 of the Practice Direction, PowerStream has served a copy of the cover letter requesting confidentiality which identifies the documents that are being filed in confidence, together with a description of the basis on which confidentiality is claimed, on all parties to this proceeding. This letter has been placed on the public record. The confidential, un-redacted version of the document will, subject to section 5.1.6 of the Practice Direction, be kept confidential until the Board has made a determination on the confidentiality request.

In accordance with this Procedural Order, all parties will have an opportunity to object to the request for confidentiality and PowerStream will have an opportunity to reply to any objections in accordance with the timelines set out below, after which, the Board will make its determination on the confidentiality request.

The Board considers it necessary to make provision for the following procedural matters. Please be aware that further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. Any party may object to the request for confidentiality by filing an objection with the Board Secretary and serving such objection on the Applicant and all other parties to this proceeding no later than Wednesday, May 13, 2009. Parties should note the requirements outlined in section 5.1.7 of the Board's Practice Direction on Confidential Filings.
2. The Applicant may file a reply to any objection to the confidentiality request with the Board Secretary and serve it on all parties to the proceeding by Friday, May 15, 2009.

All filings to the Board must quote file number EB-2008-0244, 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, May 8, 2009

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Address

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

Attention: Board Secretary
E-mail: Boardsec@oeb.gov.on.ca
Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656