

**Ontario Energy  
Board**  
P.O. Box 2319  
27th. Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Telephone: 416- 481-1967  
Facsimile: 416- 440-7656  
Toll free: 1-888-632-6273

**Commission de l'énergie  
de l'Ontario**  
C.P. 2319  
27e étage  
2300, rue Yonge  
Toronto ON M4P 1E4  
Téléphone: 416-481-1967  
Télécopieur: 416-440-7656  
Numéro sans frais: 1-888-632-6273



**BY E-MAIL**

May 21, 2009

Michael Buonaguro  
Counsel for VECC  
Public Interest Advocacy Centre  
One Nicholas Street  
Suite 1204  
Ottawa, ON K1N 7B7

Dear Mr. Buonaguro:

**Re: Innisfil Hydro Distribution Systems Limited  
Application for 2009 Electricity Distribution Rates  
Board File Number EB-2008-0233**

**Collus Power Corp.  
Application for 2009 Electricity Distribution Rates  
Board File Number EB-2008-0226**

This will acknowledge receipt on April 24, 2009 of VECC's Notice of Motion requesting that the Board Review and Vary of the Board's Decision dated April 6, 2009 in the matter of an application for 2009 electricity distribution rates by Innisfil Hydro Distribution Systems Limited (EB-2008-0233).

This will also acknowledge receipt on April 28, 2009 of VECC's Notice of Motion requesting that the Board Review and Vary of the Board's Decision dated April 17, 2009 in the matter of an application for 2009 electricity distribution rates by Collus Power Corp. (EB-2008-0226).

The Board has assigned File Number EB-2009-0130 to these matters.

Please refer to this file number in all future correspondence to the Board regarding this matter. All information related to this matter must be filed with the Board Secretary.

The Board has determined that it will hold an oral hearing to consider the threshold question as to whether each of these matters should be reviewed. A Notice and Procedural Order will be issued in due course.

The Board will not make provision for a stay of either of these decisions. However, the Board grants VECC's request that the revenue requirement impact of the two motions be tracked through a variance account to be established by both Innisfil and Collus. These impacts should be tracked in a sub account of Account 2425 "Other Deferred Credits" to be referenced as "Interest Rate Differential – VECC Appeal."

The Board will consider the disposition of each of the variance accounts in the normal manner as part of the rate setting process. The establishment of the variance accounts should not be construed in any manner or degree as predictive of the Board's authorization to dispose of the amounts so tracked in a future proceeding.

Please direct any questions relating to this application to Martin Davies, Project Advisor at 416-440-8107 or [MartinDavies@oeb.gov.on.ca](mailto:MartinDavies@oeb.gov.on.ca).

Yours truly,

Original signed by

John Pickernell  
Assistant Board Secretary

cc: Innisfil, Collus and all registered parties in both proceedings  
James C. Sidlofsky, Partner - Borden Ladner Gervais LLP