



**EB-2009-0138**

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*,  
S.O.1998, c. 15, (Schedule B);

**AND IN THE MATTER OF** an application pursuant to  
section 74 of the *Ontario Energy Board Act, 1998* by  
Kitchener-Wilmot Hydro Inc. to amend electricity distribution  
licence.

**NOTICE OF APPLICATION AND HEARING  
AND  
PROCEDURAL ORDER NO. 1**

Kitchener-Wilmot Hydro Inc. filed an application dated April 23, 2009 with the Ontario Energy Board under section 74 of the *Ontario Energy Board Act, 1998*, S.O.1998, c. 15, Schedule B to amend its electricity distribution licence, ED-2002-0573.

The granting of the licence amendment would enable the applicant to be exempted from section 2.4.6.2 of the Distribution System Code. An exemption from this section, depending on the terms, may provide a distributor with the right to impose more frequent billing on a specific customer.

Kitchener-Wilmot is requesting approval to bill a large commercial customer, Lear Corporation, on a weekly basis and to require from Lear Corporation weekly payments.

The Board has received the applicant's evidence and invites Lear Corporation to submit evidence by June 5, 2009 that it considers would be of assistance to the Board in making its determination.

The Board considers it appropriate to hear submissions on this application orally.

The Board may issue further procedural orders from time to time.

**THE BOARD ORDERS THAT:**

1. Kitchener-Wilmot shall post this Notice, headed with the Ontario government logo and the words "Ontario Energy Board" on its website.
2. Kitchener-Wilmot shall immediately serve on Lear Corporation a copy of this Notice, in person, by courier or by registered mail.
3. Kitchener-Wilmot shall file with the Board Secretary affidavit evidence proving the above service immediately upon completion.
4. If Lear Corporation wishes to file evidence, it shall file such evidence by June 5, 2009.
5. Submissions on the application shall be made orally by Kitchener-Wilmot and Lear Corporation on Friday, June 12, 2009 at 9:30 a.m. in the Board's West Hearing Room, 25<sup>th</sup> Floor, 2300 Yonge Street, Toronto, Ontario.

All filings to the Board must quote file number EB-2009-0138 and be made through the Board's web portal at [www.errr.oeb.gov.on.ca](http://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](http://www.oeb.gov.on.ca). If the web portal is not available, you may e-mail your document to [BoardSec@oeb.gov.on.ca](mailto:BoardSec@oeb.gov.on.ca). 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, and be received no later than 4:45 p.m. on the required date.

**IMPORTANT**

**IF YOU DO NOT FILE A WRITTEN SUBMISSION IN ACCORDANCE WITH  
THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR**

**PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER  
NOTICE IN THIS PROCEEDING.**

**Addresses**

**The Board**

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

Tel: 1-877-632-2727 ( toll free)  
Fax: 416-440-7656  
E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

**The Applicant**

Kitchener-Wilmot Hydro Inc.  
P.O. Box 9010  
301 Victoria Street South  
Kitchener ON N2G 4L2  
Attention: Ms. G. L. Guthrie

Tel: 519-745-4771 Ext. 217  
Fax: 519-745-2360  
E-mail: [gerryguthrie@kwhydro.on.ca](mailto:gerryguthrie@kwhydro.on.ca)

**DATED** at Toronto, May 28, 2009.

ONTARIO ENERGY BOARD

*Original signed by*

Kirsten Walli  
Board Secretary