

Gerry L. Guthrie
Vice-President
Finance & C.F.O.
Tel: (519) 745-4771
Fax: (519) 745-2360

June 1, 2009

By Courier

Ms. Kirsten Walli, Board Secretary
Ontario Energy Board
2300 Yonge Street, 26th Floor, P.O. Box 2319
TORONTO ON M4P 1E4

**Re: Kitchener-Wilmot Hydro Inc.
Application for a Licence Amendment
of Electricity Distributor Licence ED-2002-0573
Board File No. EB-2009-0138**

Dear Ms. Walli:

Further to the Board's Procedural Order No. 1 dated May 28, 2009, enclosed is the affidavit evidence required to prove the completion of the following item:

1. Service of the Board's "Notice of Application and Hearing and Procedural Order No. 1", to Lear Seating Canada Ltd. (which was hand-delivered on May 29, 2009).

A copy of the letter written to Lear Seating Canada Ltd. is also attached as an appendix.

The Notice, headed with the Ontario government logo and the words "Ontario Energy Board" has been posted on Kitchener-Wilmot Hydro Inc.'s website.

Kindly contact the undersigned should you require further information.

Respectfully submitted,

G. L. Guthrie, C.G.A.
Vice-President Finance & C.F.O.

cb

attachments

AFFIDAVIT

**Re: Notice of Application and Hearing and Procedural Order No. 1 regarding
Kitchener-Wilmot Hydro Inc. (the "Corporation") Application for a Licence
Amendment of Electricity Distribution Licence ED-2002-0573
Board File No. EB-2009-0138**

I, **GERALDINE GUTHRIE**, of the City of Kitchener, in the Province of Ontario,
MAKE OATH AND SAY:

1. I am the Vice-President Finance and CFO of the Corporation and as such have knowledge of the matters herein referred to.

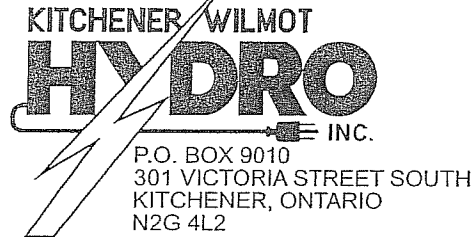
2. The Corporation has completed the following item with respect to Notice of Application and Hearing for a Licence Amendment of Electricity Distribution Licence ED-2002-0573 (the "Notice"):

- (a) service of the Notice to the Corporation's customer Lear Seating Canada Ltd. (which was hand-delivered on May 29, 2009).

SWORN BEFORE ME at the City)
of Waterloo, in the Regional)
Municipality of Waterloo, this 1st)
day of June, 2009.)


GERALDINE GUTHRIE

A Commissioner, etc.



Gerry L. Guthrie
Vice-President
Finance & C.F.O.
Tel: (519) 745-4771
Fax: (519) 745-2360

May 29, 2009

Lear Seating Canada Ltd.
530 Manitou Drive
P.O. Box 9758
KITCHENER ON N2G 4C2

Attn: Keith Drimmie, Controller

**Re: Notice of Application and Hearing before the Ontario Energy Board
- OEB File Number EB-2009-0138**

Dear Mr. Drimmie:

As directed by the Ontario Energy Board (OEB), attached is a copy of the OEB's "Notice of Application and Hearing and Procedural Order No. 1" dated May 28, 2009.

Sincerely,

G. L. Guthrie, C.G.A.
Vice-President Finance & C.F.O.

cb

attachments



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, 25th 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, 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 e-mail your document to 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, 27th 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

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

DATED at Toronto, May 28, 2009.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary



P.O. BOX 9010
301 VICTORIA STREET SOUTH
KITCHENER, ONTARIO
N2G 4L2

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05-29-09

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Lear Seating Canada Ltd.
c/o Mr. Keith Drimmie, Controller
530 Manitou Drive, P.O. Box 9758
KITCHENER ON N2G 4C2