



EB-2009-0104

IN THE MATTER OF section 99(1) of the *Ontario Energy Board Act 1998*, S.O.1998, c.15, (Schedule B);

AND IN THE MATTER OF an application by Hydro One Networks Inc. for authority to expropriate interest in certain lands for the purpose of constructing transmission facilities in the Woodstock area.

PROCEDURAL ORDER NO. 2

Hydro One Networks Inc. ("Hydro One") has filed an application (dated April 2, 2009 and revised April 17, 2009) with the Ontario Energy Board (the "Board") under section 99 of the Ontario Energy Board Act 1998, S.O. 1998, c. 15 (Schedule B) (the "Act") for authority to expropriate lands for the purpose of constructing electricity transmission facilities in the Woodstock area. The proposed transmission facilities consist of approximately 14 kilometers of double circuit, 230 kilovolt ("kV") transmission line and a new 230-115 kV transformer station referred to as Karn Transformer Station.

On June 3, 2009, the Board issued Procedural Order No.1 which established a schedule for an interrogatory process, intervenor evidence and an oral hearing on July 6, 2009.

On June 8, 2009, the Board received correspondence from I-ON-X Acres Inc., the owner of one of the properties that is the subject of the expropriation application and an intervenor in this proceeding, advising that I-ON-X Acres Inc. and Hydro One are in discussions which may lead to an agreement being reached between the parties. If the parties are able to reach agreement, this would allow Hydro One to acquire the required

property rights without a Board hearing. The letter therefore requested that the July 6, 2009 oral hearing be adjourned.

On June 9, 2009, the Board also received correspondence from Hydro One which confirmed that I-ON-X Acres Inc. and Hydro One are in discussions which may lead to a resolution of I-ON-X Acres Inc.'s concerns with regard to the subject application and requested that the July 6, 2009 oral hearing be adjourned to a later date.

The Board has decided to adjourn the July 6, 2009 oral hearing to August 18, 2009 to allow I-ON-X Acres Inc. and Hydro One time to continue their discussions with the aim of reaching agreement with regard to the subject application. The Board has also decided to defer the dates for the interrogatory process and intervenor evidence and to allow Hydro One and Board staff to submit interrogatories regarding that evidence.

The scope of this expropriation proceeding remains as outlined in Procedural Order No. 1.

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. Intervenors and Board staff who wish information from Hydro One that is in addition to the evidence filed with the Board, and that is relevant to and within the scope of the hearing, shall request it by written interrogatories filed with the Board and delivered to Hydro One and the other intervenors on or before **Friday, July 3, 2009**.
2. Hydro One shall file with the Board complete responses to the interrogatories and deliver them to the Intervenors on or before **Monday, July 13, 2009**.
3. Intervenors who wish to present evidence shall file that evidence with the Board, with a copy to all other parties, on or before **Tuesday, July 21, 2009**.
4. Hydro One and Board staff may request information from I-ON-X Acres Inc. regarding its evidence by written interrogatories filed with the Board and delivered to I-ON-X Acres Inc. on or before **Friday, July 31, 2009**.

5. I-ON-X Acres Inc. shall file with the Board complete responses to the interrogatories and deliver them to Hydro One on or before **Monday, August 10, 2009**.
6. The Board will hold an oral hearing at 2300 Yonge Street, Toronto on the 25th floor in the West Hearing Room on **Tuesday, August 18, 2009** at 9:30 a.m.

All filings to the Board must quote file number EB-2009-0104, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format filed through the Board's web portal at www.errr.oeb.gov.on.ca. Filings must clearly state the sender's name, postal address and telephone number and, if available, a fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found on the "e-Filing Services" webpage of the Board's website at www.oeb.gov.on.ca. If the web portal is not available you may email 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. Those who cannot provide an electronic version of their filing are required to file 7 paper copies.

All filings should be directed to the attention of the Board Secretary, and be received no later than **4:45 p.m.** on the required date. Parties must also include the Case Manager, Robert Caputo at robert.caputo@oeb.gov.on.ca and Board Counsel, Kristi Sebalj at kristi.sebalj@oeb.gov.on.ca on all electronic correspondence related to this case.

DATED at Toronto, June 10, 2009

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary