



EB-2009-0113

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 North Bay
Hydro Distribution Limited for an order approving just and
reasonable rates to be effective July 1, 2009.

PROCEDURAL ORDER NO. 1

North Bay Hydro Distribution Limited ("North Bay") filed an application with the Ontario Energy Board (the "Board"), received on April 21, 2009, under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for a proposed schedule of rate riders to be effective July 1, 2009. The Board has assigned the File Number EB-2009-0113 to this application.

The Board issued a Notice of Application and Written Hearing on May 26, 2009. The Vulnerable Energy Consumers Coalition ("VECC") applied for intervenor status and cost eligibility. Hydro One Networks Inc. ("Hydro One") applied for intervenor status only. No objections were received.

The Board has granted intervenor status to VECC and Hydro One. The Board has also determined that VECC is eligible to apply for an award of costs under the Board's *Practice Direction on Cost Awards*. A list of parties to this proceeding is attached as Appendix A to this order.

The Board has determined that it is necessary to make the following provisions related to this proceeding. Please be aware that further procedural orders may be issued from time to time.

THE BOARD THEREFORE ORDERS THAT:

1. If Board staff requires information and material from North Bay that is in addition to its pre-filed evidence with the Board, and that is relevant to the hearing, it shall request such information and material by filing written interrogatories filed with the Board and delivered to North Bay on or before **June 26, 2009**. Where possible, the questions should specifically reference the pre-filed evidence.
2. Intervenors who wish information and material from North Bay that is in addition to its pre-filed evidence with the Board, and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to North Bay on or before **June 30, 2009**. Where possible, the questions should specifically reference the pre-filed evidence.
3. North Bay shall file with the Board complete responses to the interrogatories and deliver them to the intervenors no later than **July 14, 2009**.
4. If Board staff wishes to make a written submission on the application, it must file that submission with the Board, and deliver it to North Bay and other intervenors by **July 27, 2009**.
5. Intervenors who wish to make a written submission on the application must file that submission with the Board, and deliver it to North Bay and other intervenors by **July 31, 2009**.
6. If North Bay wishes to respond to a submission, the response must be filed with the Board and delivered to intervenors by **August 11, 2009**.

All filings to the Board must quote the file number, EB-2009-0113, 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.

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

ISSUED at Toronto, June 18, 2009

ONTARIO ENERGY BOARD

Original Signed By

Kristen Walli
Board Secretary

APPENDIX A

**To The Procedural Order No. 1
EB-2009-0113
North Bay Hydro Distribution Limited
June 18, 2009**

**NORTH BAY HYDRO DISTRIBUTION LIMITED
EB-2009-0113**

APPLICANT AND LIST OF INTERVENORS

June 17, 2009

Applicant

Rep. and Address for Service

**North Bay Hydro Distribution
Limited**

Todd Wilcox
Chief Operating Officer
North Bay Hydro Distribution Limited
74 Commerce Crescent
P.O. Box 3240
North Bay ON P1B 8Y5

Tel: 705-474-8100
Fax: 705-474-1188
Email: twilcox@northbayhydro.com

Applicants Counsel

James C. Sidlofsky
Partner
Borden Ladner Gervais LLP
Scotia Plaza
40 King Street West
Toronto ON M5H 3Y4

Tel: 416-367-6277
Fax: 416-361-2751
Email: jsidlofsky@blgcanada.com

Participants

Rep. and Address for Service

Hydro One Networks Inc.

Anne-Marie Reilly
Regulatory Coordinator
Hydro One Networks Inc.
8th Floor, South Tower
483 Bay Street
Toronto ON M5G 2P5

Tel: 416-345-6482
Fax: 416-345-5866
Email: regulatory@HydroOne.com

**Vulnerable Energy
Consumers Coalition**

Michael Buonaguro
Counsel
Public Interest Advocacy Centre
34 King Street East, Suite 1102
Toronto ON M5C 2X8

Tel: 416-767-1666
Fax: 416-348-0641
Email: mbuonaguro@piac.ca

AND

Bill Harper
Econalysis Consulting Services
34 King Street East, Suite 1102
Toronto ON M5C 2X8

Tel: 416-348-0193
Fax: 416-348-0641
Email: bharper@econalysis.ca