

July 22, 2009

Robert B. Warren
T: 416-947-5075
rwarren@weirfoulds.com

Kirsten Walli
Board Secretary
Ontario Energy Board
Suite 2701
2300 Yonge Street
Toronto ON M4P 1E4

Dear Ms Walli:

Re: EB-2008-0230/Greater Sudbury Hydro Inc. ("GSHI")

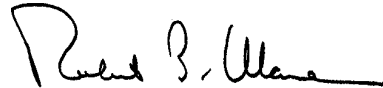
I am counsel to the Consumers Council of Canada in this matter. The application is scheduled for oral hearing, beginning tomorrow.

I have a number of conflicting obligations that make it difficult for me to attend the hearing. However, I have reviewed the technical conference transcript, and well as the responses to interrogatories and supplementary written interrogatories, and am satisfied that the issues of concern to my client will be addressed by other intervenors. Accordingly, and in light of the conflicting obligations, I do not plan to attend the oral hearing.

I would, however, like an opportunity to submit argument. My preference would be to have written argument. However, if the Board wishes to have oral argument, I would appreciate it being scheduled at a date that would allow me to review the transcript of the oral hearing. With the exception of the last three days of next week, I am generally available, for the purposes of either written or oral argument.

Yours very truly,

WeirFoulds LLP



Robert B. Warren

RBW/dh

cc: Kristi N. Sebalj, Counsel, Ontario Energy Board
cc: J. Sidlofsky, Borden Ladner Gervais, LLP
cc: M. Buonoguro, PIAC
cc: J. Shepherd, Shibley Righton LLP
cc: Julie Girvan