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Toronto, December 30, 2009

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street, Suite 2700  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**RE: Application by Five Nations Energy Inc. for 2010 Transmission Rates  
(EB-2009-0387)**

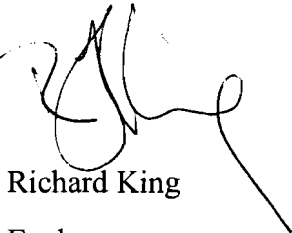
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We are counsel to Five Nations Energy Inc. ("FNEI"). Enclosed, please find FNEI's application for 2010 transmission rates. The Board has assigned file no. EB-2009-0387 to this proceeding.

Note that FNEI will be completing and filing its pre-filed evidence in January, 2010.

Please do not hesitate to contact me should you have any questions or concerns.

Yours very truly,



Richard King

Encl.

RK/mnm

cc: Joe Gaboury (*Five Nations Energy Inc.*)

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ONTARIO ENERGY BOARD

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

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**AND IN THE MATTER OF** an application by Five Nations  
Energy Inc. for an Order or Orders pursuant to section 78 of the  
*Ontario Energy Board Act, 1998* for 2010 transmission rates and  
related matters.

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**APPLICATION**

- 9 1. The Applicant is Five Nations Energy Inc. ("FNEI"), a non-profit, non-share capital  
10 corporation with its head office in Moose Factory, Ontario. FNEI carries on the business of  
11 owning and operating electricity transmission facilities in the western James Bay region of  
12 Ontario.
- 13 2. FNEI hereby applies to the Ontario Energy Board (the "Board") for an order or orders made  
14 pursuant to section 78 of the *Ontario Energy Board Act, 1998*, as amended, (the "OEB  
15 Act") approving just and reasonable rates for the transmission of electricity by FNEI based  
16 on a 2010 forward test year.
- 17 3. Specifically, FNEI hereby applies for an order or orders:
- 18 a. approving FNEI's forecasted 2010 transmission revenue requirement of \$6,474,700;
- 19 b. approving updated Uniform Transmission Rates for Ontario that allow FNEI to  
20 recover its forecasted 2010 transmission revenue requirement, if necessary;
- 21 c. making FNEI's current rates interim as of January 1, 2010; and,
- 22 d. establishing a deferral account to record the revenue requirement deficiencies  
23 incurred from January 1, 2010 until FNEI's proposed 2010 rates are implemented.

24 4. FNEI's forecasted revenue requirement for 2010 is \$6,474,700. Based on current  
25 transmission rates and forecasted load, FNEI forecasts a 2010 revenue deficiency of  
26 \$1,396,700.

27 5. This Application is made in accordance with Chapter 2 of the Board's *Filing Requirements*  
28 *for Transmission and Distribution Applications* dated May 27, 2009.

29 6. This Application will be supported by written evidence, to be filed in January 2010. The  
30 written pre-filed evidence may be amended from time to time, prior to the Board's final  
31 decision on this Application. Further, the Applicant may seek meetings with Board staff  
32 and intervenors in an attempt to identify, and reach agreements to settle, issues arising out  
33 of this Application.

34 7. The Applicant requests that a copy of all documents filed with the Board in this proceeding  
35 be served on the Applicant and the Applicant's counsel, as follows:

36 The Applicant:

37 Five Nations Energy Inc.  
38 P.O. Box 370  
39 Moose Factory, ON P0L 1W0

40 Attention:  
41 Joe Gaboury, Chief Executive Officer  
42 joe.gaboury@fivenations.ca  
43 Telephone: (705) 268-0056  
44 Fax: (705) 268-0071

45 The Applicant's Counsel:

46 Ogilvy Renault LLP  
47 Royal Bank Plaza, South Tower  
48 200 Bay Street, Suite 3800  
49 Toronto, ON M5J 2Z4

50 Attention:  
51 Mr. Richard J. King  
52 rking@ogilvyrenault.com  
53 Telephone: (416) 216-2311  
54 Fax: (416) 216-3930

55

– and –

56

Mr. John Beauchamp

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jbeauchamp@ogilvyrenault.com

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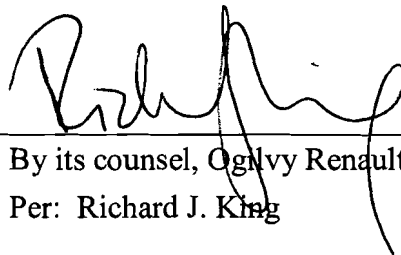
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**DATED** at Toronto, Ontario, this 30th day of December, 2009.

**FIVE NATIONS ENERGY INC.**



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By its counsel, Ogilvy Renault LLP

Per: Richard J. King

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