

# Rogers Partners LLP

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**Our File Number: 72738**

February 5, 2010

Batul Rahimtoola  
Case Administrator  
Ontario Energy Board  
2300 Yonge Street, Ste. 2701  
Toronto ON M4P 1E4

Dear Ms. Rahimtoola:

Re: EB-2009-0096


I write on behalf of our client, Hydro One, in response to the SEC request for an extension of time to file its argument. We did not intend to make a submission but feel compelled to do so in view of subsequent submissions on behalf of other intervenors.

Hydro One asks that the Board enforce its argument schedule. The Board will recall that it extended the originally proposed schedule by one week at the request of intervenors.

Hydro One has a very narrow window of one week in which to respond to the arguments of all intervenors. It has planned its resources in reliance on the Board's Order that all arguments would be completed by February 12, 2010.

The Applicant therefore requests that the Board retain its original argument schedule. It would have great difficulty in responding to intervenors' arguments in less than the one week allowed and does not wish to see the argument schedule extended beyond February 12, 2010.

Yours very truly,

  
D. H. Rogers  
DHR:db