



**EB-2009-0308**

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

**AND IN THE MATTER OF** a Notice of Intention to Make an  
Order for Compliance against Toronto Hydro-Electric System  
Limited.

### **PROCEDURAL ORDER NO. 6**

The Ontario Energy Board (the “Board”), issued a Notice of Intention to Make an Order for Compliance against Toronto Hydro-Electric System Limited (“THESL”) under section 112.3 of the *Ontario Energy Board Act, 1998* (the “Act”) on August 4, 2009. By way of letter dated August 17, 2009, THESL gave notice to the Board requiring the Board to hold a hearing on this matter. The Board assigned the proceeding File No. EB-2009-0308.

On January 27, 2010, the Board issued its Decision & Order finding THESL in breach of section 28 of the *Electricity Act, 1998* and sections 2.4.6, 3.1.1 and 5.1.9 of the Distribution System Code. The Board determined that it would hear oral submissions on February 22, 2010, as to the appropriate remedy and orders the Board should issue as a result of the breach of the enforceable provisions.

The Board has determined it will hear oral submissions on February 18, 2010. The date for parties wishing to file a factum outlining their position remains February 16, 2010.

**THE BOARD ORDERS THAT:**

1. The hearing of submissions on the remedy will be held at 2300 Yonge Street, 25<sup>th</sup> Floor, Toronto, Ontario in the Board's West Hearing Room on February 18, 2010. The hearing will commence at 9:30am.

**DATED** at Toronto, February 9, 2010

ONTARIO ENERGY BOARD

*Original signed by*

Kirsten Walli  
Board Secretary