

**Ontario Energy
Board**

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**Commission de l'énergie
de l'Ontario**

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BY E-MAIL

February 23, 2010

Mr. Peter T. Fallis
Fallis Fallis & McMillan
195 Lamton Street East
Durham, Ontario, N0G 1R0

Dear Mr. Fallis:

**Re: Section 99, Authority to Expropriate
Ontario Energy Board Act, 1998**

This is in response to your letter dated February 20, 2010, which requested certain information concerning applications made under section 99 of the *Ontario Energy Board Act, 1998* (the "Act"). .

The Board's response to your questions is provided below, consistent with the numbering used in your letter.

1. The Board does not have a *procedural manual* for applications made under section 99 of the *Act*.
2. The Board has not created any *special forms* that are required by the Board for applications under section 99 of the *Act*.

To assist you in understanding what is typically contained in an expropriation application, we attach with this correspondence two recent section 99 applications made by Hydro One Networks Inc. ("Hydro One").

With respect to your request for a copy of any application that Hydro One may make under section 99 of the Act, please note that the Applicant is required to serve copies of the application and the Notice of Application on all affected property owners at the time the Notice of Application is issued by the Board. Each of the landowners which you represent will be served with a copy of the materials.

We hope this information is helpful to you.

Yours truly,

Original Signed By

Kirsten Walli
Board Secretary

Enc.