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February, 20th, 2010

Via Fax: 1-416-440-7656

Ontario Energy Board
27th Floor, P.O. Box 2319,
Suite 2700,
2300 Yonge Street,
TORONTO, ON
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Attention: Michael Millar, Esq.

Dear Michael:

**Re: OEB ACT - Sec. 99 Authority to Expropriate
- 'URGENT' REQUEST -**

We had called and left a voice mail on your answering mid-week in the week of February 8th inviting you to contact us with respect to the following queries on a Section 99 application under the *OEB Act, 1998*.

As we received no response from you to our telephone queries we are formally making the following urgent requests of you in writing and request an urgent written response.

1. Does the OEB have a *procedural manual* that is available for review by interested parties on any application that may be made to the OEB under Section 99 of the *OEB Act, 1998* for authority to expropriate land for a work ?
 - a. If so, could you arrange to provide to us a copy of such *procedural manual*, or provide advice to us as to Internet Coordinates for obtaining a copy thereof ?
2. Has the OEB created *special forms* that are required by the OEB for any applicant who makes an application to the OEB under Section 99 of the *OEB Act, 1998*, for authority to expropriate land for a work ?
 - a. If so, could you arrange to provide to us, copy of such *special forms*, or provide advice to us as to Internet Coordinates for obtaining a copies thereof ?

Michael Millar, Esq.

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We have been asked by a number of our clients who are land owners of land in respect of the undertaking for which leave was sought by Hydro One Networks Inc., ('HONI'), in Application No. EB-2007-0050, to obtain from the OEB answers to the above listed queries so that we may so advise them. We would therefore appreciate receiving a detailed response by mid-week, February 24th, 2010, as HONI has recently advised, (by a letter sent by HONI Senior Property Officer, Gary Schneider to all landowners who have not yet made land settlements with HONI by February 26th, 2010), that HONI intends to forthwith, after February 26th, 2010, initiate an application to the OEB for authority to expropriate such lands.

This letter also serves as notice to the OEB that we request from the OEB, on behalf of those landowners who have retained us to continue to act on their behalf in respect of the intended expropriation, a copy of any application by HONI to the OEB, as may be made under section 99 of the OEB Act, 1998, to obtain authority to expropriate certain lands in respect of which interim approval was granted by the OEB under Sec 92 of the OEB Act, 1998 under OEB File. No. EB-2007-0050.

We await your earliest possible reply to our urgent request, We remain.

Yours truly,

FALLIS FALLIS & McMILLAN



Peter T. Fallis

PTF:

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