



**EB-2009-0274**

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

**AND IN THE MATTER OF** an application by Whitby  
Hydro Electric Corporation for an order or orders  
approving or fixing just and reasonable distribution  
rates and other charges, effective May 1, 2010.

### **INTERIM RATE ORDER**

Whitby Hydro Electric Corporation ("Whitby Hydro" or the "Applicant") filed an application with the Ontario Energy Board, received on January 15, 2010 under section 78 of the *Ontario Energy Board Act*, 1998, seeking approval for changes to the rates that Whitby Hydro charges for electricity distribution, to be effective May 1, 2010. The Board has assigned the application File Number EB-2009-0274. The Board issued a Notice of Application and Hearing dated February 8, 2010.

In Procedural Order No. 1, issued on March 16, 2010, the Board made provision for a discovery process consisting of written interrogatories. The Applicant's responses to the interrogatories from parties are not yet complete. In its response to an interrogatory, Whitby Hydro has confirmed that it requests May 1, 2010, as the effective date for its 2010 rates.

Following the completion of the responses, the Board will determine the steps required to complete the record and reach its Decision.

In declaring Whitby Hydro's rates interim, the Board emphasizes that this interim order should not be construed as predictive, in any way whatsoever, of the final determination of this Application.

**THE BOARD ORDERS THAT:**

The currently approved rates of Whitby Hydro Electric Corporation are declared interim as of May 1, 2010 and until such time as a final rate order is issued by the Board.

**DATED** at Toronto, April 27, 2010  
**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary