



EB-2009-0266

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 Hearst Power Distribution Company Limited for an order approving just and reasonable rates and other charges for electricity distribution to be effective May 1, 2010.

PROCEDURAL ORDER No. 2

Hearst Power Distribution Company Limited (“Hearst Power”) filed an application with the Ontario Energy Board (the “Board”) on April 28, 2010 (amended on May 21, 2010), under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for changes to the rates that Hearst Power charges for electricity distribution, to be effective May 1, 2010. The Board assigned the File Number EB-2009-0266 to this application.

In Procedural Order No.1, issued on July 9, 2010, the Board made provision for preliminary interrogatories to clarify certain pre-filed evidence and indicated that after review of the responses to the interrogatories, it would determine the next steps. The approved intervenor – the Vulnerable Energy Consumers Coalition (“VECC”) – and Board staff filed interrogatories. Hearst Power filed its responses to the interrogatories on September 15, 2010, and October 1, 2010.

The Board has determined to proceed by way of a written hearing. The Board has decided to make provision at this time for a round of written supplemental interrogatories. After review of the responses to the supplemental interrogatories, the Board will invite VECC and Board staff to file submissions. The record will close with a reply submission by Hearst Power, should it decide to file a Reply.

Please note that further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. Board staff and VECC shall request information and material from Hearst Power that is in addition to Hearst Power's responses to interrogatories filed on September 15, 2010, and October 1, 2010, and that is relevant to the hearing, by written interrogatories filed with the Board and delivered to Hearst Power and VECC on or before **October 15, 2010**. Where possible, the questions should specifically reference the evidence on the record to which each interrogatory pertains.
2. Hearst Power shall file with the Board complete responses to all interrogatories and deliver them to VECC no later than **October 29, 2010**.
3. If Board staff and VECC wish to make written submissions on the application, they must file those submissions with the Board and deliver it to Hearst Power and VECC no later than **November 19, 2010**.
4. If Hearst Power wishes to respond to a submission, the response must be filed with the Board and delivered to VECC no later than **December 3, 2010**.

All filings to the Board must quote the file number, EB-2009-0266, be made through the Board's web portal at www.errr.oeb.gov.on.ca, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca. If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

E-mail: Boardsec@oeb.gov.on.ca
Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

DATED October 6, 2010
ONTARIO ENERGY BOARD

Original signed by

John Pickernell
Assistant Board Secretary