



**EB-2011-0065**  
**EB-2011-0068**

## **NOTICE OF APPLICATION AND HEARING**

### **ACH Limited Partnership - Application for Licence Amendment AbiBow Canada Inc. - Application for Licence Amendment**

#### **The Applications**

ACH Limited Partnership and Abibow Canada Inc. ("AbiBow"), formerly Abitibi Consolidated Company of Canada, filed applications to amend their electricity generation licences. The Board assigned the applications file numbers EB-2011-0065 and EB-2011-0068 respectfully.

The applications will be decided by the Counsel, Special Projects, who has been delegated this authority pursuant to section 6 of the Act. The Counsel, Special Projects, does not intend to provide for an award of costs when deciding these applications.

#### **ACH Limited Partnership**

ACH Limited Partnership ("ACH") filed an application on March 3, 2011 for an amendment to Schedule 1 of its electricity generator licence EG-2006-0124. The requested amendment is to change ACH's status as owner of eight hydroelectric generating stations to owner and operator. The facilities are the following: Iroquois Falls Generating Station, Twin Falls Generating Station, Island Falls Generating Station, Calm Lake Generating Station, Sturgeon Falls Generating Station, Fort Frances Generating Station, Kenora Generating Station and Norman Generating Station.

#### **AbiBow Canada Inc.**

Abibow Canada Inc. ("AbiBow") filed an application on March 7, 2011 for an amendment to its electricity generation licence EG-2003-0204. The requested amendment is to change the name on the licence EG-2003-0204 from Abitibi Consolidated Company of Canada to AbiBow Canada Inc., and to remove eight hydroelectric generating stations listed above, which AbiBow currently operates, from Schedule 1 of its licence.

## **How to see ACH Limited Partnership.'s and AbiBow's Canada Inc.'s Applications**

Copies of the application are available for inspection at the Board's office in Toronto and on its website, [www.ontarioenergyboard.ca/OEB/Industry](http://www.ontarioenergyboard.ca/OEB/Industry), and at ACH's and AbiBow's offices and may be on their websites.

### **Written Hearing**

The Board intends to proceed with these matters by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board and copied to the applicant within **7 days** of the publication or service date of this notice or the date you were served with this notice (as applicable).

### **How to Participate**

You may participate in this proceeding in one of three ways:

#### **1. Become an Intervenor**

Intervenors participate actively in the proceeding (i.e., submit written questions, evidence, and arguments, and cross-examine witnesses at an oral hearing).

A request for intervenor status must be made by letter of intervention and be received by the Board no later than **10 days** from the publication or service date of this notice. A letter of intervention must include: (a) a description of how you are, or may be, affected by the outcome of this proceeding; (b) if you represent a group, a description of the group and its membership; and (c) whether you intend to seek an award of costs and the grounds for your cost award eligibility.

You must provide a copy of your letter of intervention to the applicant.

Everything an intervenor files with the Board, including the intervenor's name and contact information, will be placed on the public record, which means that all filings will be available for viewing at the Board's offices and will be placed on the Board's website.

If you already have a user ID, please submit your intervention request through the Board's web portal at [www.errr.ontarioenergyboard.ca](http://www.errr.ontarioenergyboard.ca). Additionally, two paper copies must be submitted to the address set out below.

If you do not have a user ID, visit the Board's website under e-Filing Services and complete a user ID/password request form. For instructions on how to submit documents and naming conventions please refer to the RESS Document Guidelines found at [www.ontarioenergyboard.ca/OEB/Industry](http://www.ontarioenergyboard.ca/OEB/Industry), e-Filing Services.

The Board also accepts interventions by e-mail, at the address below, and again, two additional paper copies are required. Those who do not have internet access are required to submit their intervention request on a CD in PDF format, along with two paper copies.

## **2. Send a Letter with your Comments to the Board**

If you wish to comment on the proceeding without becoming an intervenor, you may submit a letter of comment to the Board Secretary.

All letters of comment sent to the Board will be placed on the public record, which means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Before placing the letter of comment on the public record, the Board will remove any personal (i.e., not business) contact information from the letter of comment (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the letter of comment will become part of the public record.

A complete copy of your letter of comment, including your name, contact information, and the content of the letter, will be provided to the applicant and the Hearing Panel.

Your letter of comment must be received by the Board no later than **30 days** from the publication or service date of this notice. The Board accepts letters of comment by either post or e-mail at the addresses below.

## **3. Become an Observer**

Observers do not participate actively in the proceeding but receive documents issued by the Board in the proceeding. There is no fee for observers to receive documents issued by the Board.

A request for observer status must be made in writing and be received by the Board no later than **10 days** from the publication or service date of this notice. The Board accepts observer request letters by either post or e-mail at the addresses below.

All letters requesting observer status will become part of the public record, which means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Before placing the request for observer status on the public record, the Board will remove any personal (i.e., not business) contact information from the request (i.e., the address, fax number, phone number, and e-mail address of the individual). However,

the name of the individual and the content of the request for observer status will become part of the public record.

Observers may also request documents filed by the applicant and other parties to the proceeding but must request these documents directly from the relevant party. Observers may be required to pay for the costs of reproducing and delivering the material.

Most documents filed in this application will also be available on the Board's website.

### **How to Contact Us**

In responding to this Notice, please reference Board file numbers EB-2011-0065 and/or EB-2011-0068 in the subject line of your e-mail or at the top of your letter. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. 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.

### **Need More Information?**

Further information on how to participate may be obtained by visiting the Board's [www.ontarioenergyboard.ca/OEB/Industry](http://www.ontarioenergyboard.ca/OEB/Industry) or by calling our Consumer Relations Centre at 1-877-632-2727.

### **IMPORTANT**

**IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.**

### **Addresses**

#### **The Board:**

Ontario Energy Board  
P.O. Box 2319  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Attention: Board Secretary  
Filings:

#### **The Applicants:**

ACH Limited Partnership  
ACH LP Operating Centre  
560 King Street West, Unit 2  
Oshawa, ON L1P 1R7  
Attention: Mr. Jim Gartshore

E-mail: [jim\\_gartshore@abitibiconsolidated.com](mailto:jim_gartshore@abitibiconsolidated.com)

<https://www.errr.ontarioenergyboard.ca/>

E-mail: [boardsec@ontarioenergyboard.ca](mailto:boardsec@ontarioenergyboard.ca)

Tel: 1-888-632-6273 (Toll free)

Fax: 416-440-7656

Tel: +1 (514) 394-3254-8539 201

**Counsel of the ACH Limited Partnership:**

Blake, Cassels & Graydon LLP  
199 Bay Street, Suite 2800  
Toronto, ON M5L 1A9  
Attention: Ms. Sharon Wong

E-mail: [sharon.wong@blakes.ca](mailto:sharon.wong@blakes.ca)

Tel: +1(416) 863-4178

Fax: +1(416) 863-2653

**Counsel of the AbiBow Canada Inc.:**

McCarthy Tetrault LLP  
66 Wellington St.W, Suite 5300  
Toronto, ON M5K 1E6  
Attention: Ms. Kristyn Annis

E-mail: [kannis@mccarthy.ca](mailto:kannis@mccarthy.ca)

Tel: +1(416) 601-7426

**Dated** at Toronto March 29, 2011

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary