



EB-2007-0691

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

AND IN THE MATTER OF a review of a notice of proposal
filed by Kruger Energy Inc. under section 81 of the *Ontario
Energy Board Act, 1998*.

PROCEDURAL ORDER NO. 3

On September 13, 2007, the Board issued a notice of review of Kruger Energy Inc.'s ("KEI") notice of proposal filed under section 81 of *Ontario Energy Board Act, 1998* relating to the construction and operation of a 100 MVA substation in the Municipality of Chatham-Kent. The proposed facility, which would be located near the Bloomfield Business Park, would be connected to the 230 kV transmission lines between the Chatham Transformer Station and the Lauzon Transformer Station. In accordance with section 82 of the Act, the Board has proceeded with the review of the proposal.

On October 26, 2007, the Board issued Procedural Order #1. The Board provided an opportunity for parties to file interrogatories and for responses to those interrogatories to be filed by KEI. Procedural Order #1 also provided an opportunity for parties to file evidence.

On March 27, 2008, the Board issued Procedural Order #2 wherein the Board convened a technical conference for April 14, 2008 and provided all parties the opportunity to file the questions that they would be asking at the technical conference by April 4, 2008.

On April 2, 2008, KEI filed a letter with the Board requesting that the technical conference be adjourned to early June. It is KEI's belief that it will not be in a position to address Board staff questions, filed on April 2, 2008, as fully as would be beneficial to the Board in its consideration of the section 81 notice of proposal. No party objected to the adjournment request.

The Board has decided to grant the adjournment. The technical conference will therefore be rescheduled. The Board intends to hold the rescheduled technical

conference in June 2008. KEI must provide the Board, by April 30, 2008, several suggested dates in June for the rescheduled technical conference. If KEI fails to provide suggested dates for the technical conference by April 30, 2008, the Board may consider this file to be closed.

An updated intervenor list is attached as Appendix A to this procedural order.

The Board considers it necessary to make provision for the procedural matters set out below. The Board may issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. The technical conference scheduled for April 14, 2008 is adjourned.
2. Kruger Energy Inc. shall, by April 30, 2008, file with the Board and copy to all intervenors suggested dates in June 2008 for the technical conference.

ISSUED at Toronto, April 11, 2008

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Address

The Ontario Energy Board:

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

Filings : www.errr.oeb.gov.on.ca
E-mail: Boardsec@oeb.gov.on.ca

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

APPENDIX A

KRUGER ENERGY INC.

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LIST OF PARTIES

Applicant	Rep. And Address for Delivery
Kruger Energy Inc.	Mr. Guy Paquette Director of Legal Affairs Kruger Inc. 3285 Chemin Bedford Montreal QC H3S 1G5 Tel: (514) 343-3247 Fax: (514) 343-3124 Email: gpaquette@kruger.com
AND	Mr. Andrew Smith Borden Ladner Gervais LLP Scotia Plaza 40 King Street West Toronto ON M5H 3Y4 Tel: (416) 367-6734 Fax: (416) 682-2836 Email: ansmith@blgcanada.com
Intervenors	Rep. And Address for Delivery
Allus Power Inc.	Ms. Samira El-Hindi Vice Chair Onco Energy (representing Allus Power Inc.) 782 Richmond Street London ON N6A 3H5 Tel: (519) 645-4910 Fax: (519) 433-0509 Email: samiraelhindi@allus.ca

Intervenors	Rep. And Address for Delivery
Chatham-Kent Hydro Inc.	<p>Mr. Jim Hogan Chief Financial and Regulatory Officer Chatham-Kent Energy Inc. 320 Queen St. Chatham ON N7M 5K2</p> <p>Tel: (519) 352-6300 (277) Fax: (519) 352-9860 Email: jimhogan@ckenergy.com</p>
AND	<p>Mr. Dave Kenney President Chatham-Kent Hydro Inc. 320 Queen St. Chatham ON N7M 5K2</p> <p>Tel: (519) 352-6300 (261) Fax: (519) 352-9860 Email: davekenney@ckhydro.com</p>
Independent Electricity System Operator	<p>Mr. Carl Burrell Senior Regulatory Analyst Regulatory Affairs Independent Electricity System Operator 655 Bay Street Suite 410, PO Box 1 Toronto ON M5G 2K4</p> <p>Tel: (416) 506-2858 Fax: (416) 506-2847 Email: carl.burrell@ieso.ca</p>
Ontario Power Authority	<p>Ms. Miriam Heinz Regulatory Coordinator, Legal and External Affairs Ontario Power Authority 120 Adelaide Street West Suite 1600 Toronto ON M5H 1T1</p> <p>Tel: (416) 967-7474 Fax: (416) 967-1947 Email: miriam.heinz@powerauthority.on.ca</p>

Hydro One Networks Inc.

Mr. Glen MacDonald
Senior Advisor – Regulatory Affairs
Hydro One Networks Inc.
483 Bay Street
Toronto ON M5G 2P5

Tel: (416) 345-5913
Fax: (416) 345-5866
Email: regulatory@hydroone.com

Invenergy Canada

Mr. Mark Bell
Director, Canada
Invenergy Canada
12 King Street West
Bolton ON L7E 1C7

Tel: (905) 857-6936
Fax: (905) 857-8948
Email: mbell@invenergycanada.com