



# The Energy Boutique

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September 17, 2012

Ms. Kirsten Walli, Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
27th Floor  
Toronto, Ontario  
M4P 1E4

Dear Ms. Walli:

**Re: EB-2012-0112**

On September 12, 2012, the Board issued Procedural Order No. 4 in the above-referenced proceeding, in which the Board scheduled written submissions on the Account 1562 PILs issue. On behalf of Canadian Niagara Power Inc. ("CNPI"), I am writing to request that this matter be addressed orally before a panel of the Board.

We believe that this issue is best suited for an oral hearing, since it involves a review of some historic Board documents related to Account 1562, the Board's decisions in the Combined PILs proceeding (EB-2008-0381) and legal/administrative arguments. The Board panel may wish to ask CNPI, Board staff and the intervenors questions in order to fully explore this issue. We do not expect that the oral hearing would take more than a few hours, and we do not plan to call any witnesses at this time. Further, we believe that an oral hearing would likely be more cost and time effective than three rounds of written submissions.

The Board had originally reserved October 1-3, 2012 for CNPI's oral hearing on the rate application if necessary. Since the parties have settled on all matters other than the Account 1562 PILs issue, those hearing days are no longer required. CNPI is amenable to having an oral hearing on the Account 1562 issue on any of those days.

Thank you for your consideration.

Sincerely,



Andrew Taylor