

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

**AND IN THE MATTER OF** an Application by Hydro Ottawa  
Limited for an Order or Orders approving or fixing just and reasonable  
rates for distribution service.


**AFFIDAVIT**

I, Jane Scott, of the City of Ottawa in the Province of Ontario MAKE OATH AND SAY:

1. I am employed by the Applicant, Hydro Ottawa Limited and occupy the position of Manager of Rates & Revenue.
2. I have received a copy of the Letter of Direction issued by the Board on September 5, 2013 in this matter.
3. I have made inquiries with Newspapers Canada and hereby confirm on the basis of information received from that organization that the Ottawa Citizen is the English-language newspaper having the highest circulation in the City of Ottawa and that Le Droit is the French-language newspaper having the highest circulation in the City of Ottawa. Attached at Exhibit "A" to this my Affidavit is an extract from the 2012 Daily Newspaper Circulation by Province dated April 2013 prepared by Newspapers Canada showing weekly and daily circulation levels of newspapers in Canada, including the Ottawa Citizen and its competitor the Ottawa Sun as well as the circulation levels of Le Droit.

4. I believe the newspaper circulation information received from Newspapers Canada is the best information available regarding newspaper circulation in the City of Ottawa.
5. Attached at Exhibit "B" to this my Affidavit is a copy of the Notice published in the Ottawa Citizen on Friday, September 13, 2013 and which appeared at page A12 of the newspaper on that date.
6. Attached at Exhibit "C" to this my Affidavit is a copy of the Notice published in Le Droit on Saturday, September 14, 2013 and which appeared at page 14 of the newspaper on that date.
7. Hydro Ottawa Limited does not have any Embedded Distributors within its service area and is, therefore, not required to serve the Notice of Application on any Embedded Distributors.

SWORN BEFORE ME at the )  
 City of Ottawa in the Province )  
 Of Ontario this 30<sup>th</sup> day of )  
 September 2013 )

  
 \_\_\_\_\_ )  
 A Commissioner etc. )  
 PAUL HUGHES )  
 LSUC # 27640 H )

  
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 Jane Scott

# 2012 Daily Newspaper Circulation Report

Newspaper	Prov.	Freq.	Owner	Audit Basis	CCAB/CMCA 12 months ending December 2012 / AAM Average March/September 2012								Weekly Total	Daily Avg.
					Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday			
Calgary Herald*	AB	M-Su	Postmedia Network Inc.	AAM	126,962	128,426	128,800	129,281	135,674	121,498	119,389	890,027	127,147	
The Calgary Sun	AB	M-Su	Quebecor/Sun Media	CCAB	61,647	62,373	62,419	62,527	63,152	65,256	75,206	452,580	64,654	
The Edmonton Journal*	AB	M-Su	Postmedia Network Inc.	AAM	98,788	99,174	99,528	99,215	106,962	104,115	105,873	713,653	101,950	
The Edmonton Sun	AB	M-Su	Quebecor/Sun Media	CCAB	41,800	42,030	42,186	42,242	42,607	40,612	53,537	305,014	43,573	
Fort McMurray Today	AB	M-F	Quebecor/Sun Media	AAM	2,034	2,031	2,020	2,038	3,458			11,581	2,316	
Daily Herald-Tribune, Grande Prairie	AB	M-F	Quebecor/Sun Media	AAM	4,540	4,696	4,710	4,601	7,799			26,346	5,269	
Lethbridge Herald	AB	M-Su	Glacier/AB Newspaper Group	AAM	15,981	15,981	15,981	15,981	15,981	15,431	13,112	108,445	15,492	
Medicine Hat News	AB	M-Sa	Glacier/AB Newspaper Group	AAM	11,002	11,002	11,002	11,002	11,002			66,012	11,002	
Red Deer Advocate	AB	M-Sa	Black Press	AAM	12,831	12,878	13,227	13,229	14,457	13,285		79,905	13,318	
Cranbrook Daily Townsman	BC	M-F	Black Press	Pub Claim	11,300	11,300	11,300	11,300	11,300			56,500	11,300	
Daily News, Dawson Creek	BC	M-F	Glacier Media	Pub Claim	2,200	2,200	2,200	2,200	2,200			11,000	2,200	
Alaska Highway News, Fort St. John	BC	M-F	Glacier Media	Pub Claim	3,300	3,300	3,300	3,300	4,100			17,300	3,460	
The Kamloops Daily News	BC	M-Sa	Glacier Media	CMCA	9,961	9,961	9,961	27,057	9,961	9,961		76,872	12,812	
Courier, Kelowna	BC	M-Su	Continental Newspapers	AAM	12,479	12,378	12,378	12,378	12,378	12,573	12,107	86,671	12,382	
The Daily Bulletin, Kimberley	BC	M-F	Black Press	Pub Claim	3,350	3,350	3,350	3,350	3,350			16,750	3,350	
Nanaimo Daily News	BC	M-Sa	Glacier Media	AAM	5,657	5,657	5,657	5,657	5,657	5,657		33,939	5,657	
Penticton Herald	BC	M-Su	Continental Newspapers	AAM	6,477	6,477	6,477	6,477	6,477	6,387	6,035	44,807	6,401	
Alberni Valley Times, Port Alberni	BC	M-F	Glacier Media	AAM	3,490	3,490	3,490	3,490	3,490			17,450	3,490	
Prince George Citizen	BC	M-Sa	Glacier Media	AAM	11,990	11,990	11,990	18,948	10,770	10,770		76,456	12,743	
The Trail Times	BC	T-F	Black Press	Pub Claim		4,200	4,200	4,200	4,200			16,800	3,360	
The Vancouver Sun	BC	M-Sa	Postmedia Network Inc.	AAM	159,605	158,478	158,702	157,689	168,269	184,298		987,040	164,507	
The Province, Vancouver	BC	Su-F	Postmedia Network Inc.	AAM	139,811	139,444	139,843	139,423	142,641		152,640	853,800	142,300	
Times Colonist, Victoria	BC	T-Su	Glacier Media	AAM		54,940	55,136	55,189	60,993	55,548	55,217	337,021	56,170	
Brandon Sun	MB	M-Su	FP Canadian NP LP	AAM	12,277	12,277	12,277	12,277	12,277	13,859		75,241	10,749	
The Daily Graphic, Portage la Prairie*	MB	T-F	Quebecor/Sun Media	AAM	2,088	2,088		2,088	2,088			8,352	2,088	
Winnipeg Free Press	MB	M-Sa	FP Canadian NP LP	AAM	105,961	111,277	106,573	107,714	108,158	139,823		679,505	113,251	
Winnipeg Sun	MB	M-Su	Quebecor/Sun Media	CCAB	55,241	54,637	54,643	54,811	54,553	41,869	42,264	358,018	51,145	
L'Acadie Nouvelle, Caraquet	NB	M-Sa	Independent	Pub Claim	18,102	18,102	18,102	18,102	18,102	18,102		108,612	18,102	
The Daily Gleaner, Fredericton	NB	M-Sa	Brunswick News Inc.	AAM	17,091	17,091	17,091	17,091	17,091	17,654		103,106	17,184	
Times-Transcript, Moncton	NB	M-Sa	Brunswick News Inc.	AAM	30,369	30,369	30,369	30,369	30,369	32,640		184,485	30,747	
New Brunswick Telegraph Journal	NB	M-Sa	Brunswick News Inc.	AAM	27,684	27,684	27,684	27,684	27,684	29,583		168,003	28,000	
The Western Star, Corner Brook	NL	M-Sa	TC Media	CCAB	5,638	5,664	5,664	5,802	5,735	6,188		34,691	5,782	
The Telegram, St. John's	NL	M-Su	TC Media	CCAB	27,711	26,342	26,753	26,668	32,855	39,191		179,520	25,646	
Amherst Daily News	NS	M-F	TC Media	CMCA	2,593	2,593	2,593	2,593	2,593			12,965	2,593	
The Chronicle-Herald, Halifax	NS	M-Su	Halifax Herald Ltd.	AAM	109,363	109,654	110,344	110,900	112,499	112,817	98,896	764,473	109,210	
The News, New Glasgow	NS	M-Sa	TC Media	CMCA	5,779	5,779	5,779	5,779	5,779	5,779		34,674	5,779	
Cape Breton Post, Sydney	NS	M-Sa	TC Media	CCAB	20,113	20,161	20,139	20,178	23,772	19,684		124,047	20,675	
The Daily News, Truro	NS	M-Sa	TC Media	CMCA	5,507	5,507	5,507	5,507	5,507	5,507		33,042	5,507	
The Barrie Examiner	ON	M-Sa	Quebecor/Sun Media	Pub Claim	6,050	6,041	8,054	12,481	6,065	5,974		44,665	7,444	
The Intelligencer, Belleville	ON	M-Sa	Quebecor/Sun Media	CCAB	8,755	8,773	8,803	8,766	8,982	9,024		53,103	8,851	
The Expositor, Brantford	ON	M-Sa	Quebecor/Sun Media	CCAB	15,424	15,397	15,407	15,432	15,598	16,071		93,329	15,555	
The Brockville Recorder and Times	ON	T-Sa	Quebecor/Sun Media	Pub Claim		9,615	9,615	9,615	9,615	9,615		48,075	9,615	
The Chatham Daily News	ON	M-Sa	Quebecor/Sun Media	CCAB	6,944	6,947	6,917	6,905	6,973	7,137		41,823	6,971	
NorthumberlandToday	ON	M-F	Quebecor/Sun Media	CMCA	3,632	3,632	3,632	16,778	3,632			31,306	6,261	
Standard-Freeholder, Cornwall	ON	M-Sa	Quebecor/Sun Media	CCAB	9,506	9,513	9,543	31,116	9,573	9,698		78,949	13,158	
Fort Frances Daily Bulletin	ON	M-F	Independent	Pub Claim	1,900	1,900		4,597	1,900			10,297	2,574	
Guelph Mercury	ON	M-Sa	Torstar Corporation	CCAB	12,127	12,174	12,145	12,359	12,193	12,154		73,152	12,192	
The Spectator, Hamilton	ON	M-Sa	Torstar Corporation	CCAB	101,864	102,769	101,198	100,855	100,824	105,015		612,525	102,088	
Daily Miner and News, Kenora	ON	T-F	Quebecor/Sun Media	Pub Claim		2,660	2,660	2,660	2,660			10,640	2,660	
The Kingston Whig-Standard	ON	M-Sa	Quebecor/Sun Media	CCAB	20,397	20,395	20,429	20,327	20,495	22,615		124,658	20,776	
The London Free Press	ON	M-Sa	Quebecor/Sun Media	CCAB	69,060	68,466	68,688	68,689	71,774	75,764		422,441	70,407	
The Globe and Mail	ON	M-Sa	Globemedia Inc.	AAM	284,005	287,770	291,910	291,710	301,182	356,565		1,813,141	302,190	
National Post	ON	M-Sa	Postmedia Network Inc.	AAM	168,482	165,460	165,005	165,125	171,276	182,047		1,017,394	169,566	

Exhibit A

# 2012 Daily Newspaper Circulation Report

Newspaper	Prov.	Freq.	Owner	Audit Basis	CCAB/CMCA 12 months ending December 2012 / AAM Average March/September 2012							Weekly Total	Daily Avg.
					Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday		
Niagara Falls Review	ON	M-Sa	Quebecor/Sun Media	CCAB	13,735	13,358	13,496	40,320	23,266	9,845		114,020	19,003
The North Bay Nugget	ON	M-Sa	Quebecor/Sun Media	CCAB	10,481	10,510	10,522	10,921	11,332	11,536		65,302	10,884
The Packet & Times, Orillia	ON	M-Sa	Quebecor/Sun Media	CCAB	5,891	5,814	5,816	22,317	5,947	6,139		51,924	8,654
Ottawa Citizen*	ON	M-Su	Postmedia Network Inc.	AAM	109,558	114,378	112,542	114,796	113,580	106,477	98,804	770,132	110,019
Le Droit, Ottawa/Hull	ON	M-Sa	Power Corp. of Canada	AAM	34,237	40,705	34,269	33,767	35,307	34,928		213,212	35,535
The Ottawa Sun	ON	M-Su	Quebecor/Sun Media	CCAB	43,340	43,421	43,642	43,666	43,366	34,583	38,083	290,101	41,443
The Sun Times, Owen Sound	ON	M-Sa	Quebecor/Sun Media	CCAB	12,675	12,989	12,991	13,253	13,946	13,483		79,337	13,223
The Daily Observer, Pembroke	ON	T-Sa	Quebecor/Sun Media	Pub Claim		4,118	4,943	4,844	4,886	4,992		23,783	4,757
The Peterborough Examiner	ON	M-Sa	Quebecor/Sun Media	CCAB	11,916	11,936	11,941	42,057	12,026	11,995		101,871	16,979
The Observer, Sarnia	ON	M-Sa	Quebecor/Sun Media	CCAB	11,212	11,234	11,254	11,311	11,354	12,618		68,983	11,497
The Sault Star, Sault Ste. Marie	ON	M-Sa	Quebecor/Sun Media	CCAB	11,950	12,003	12,083	13,464	13,143	12,891		75,534	12,589
The Simcoe Reformer	ON	M-Sa	Quebecor/Sun Media	Pub Claim	9,125	19,973	9,125	9,125	9,125	9,125		65,598	10,933
The Standard, St. Catharines	ON	M-Sa	Quebecor/Sun Media	CCAB	25,147	24,626	24,964	58,926	43,629	27,319		204,611	34,102
St. Thomas Times-Journal	ON	T-Sa	Quebecor/Sun Media	CCAB		4,649	4,567	4,621	4,673	4,818		23,328	4,666
The Beacon Herald, Stratford	ON	M-Sa	Quebecor/Sun Media	CMCA	7,243	7,243	7,243	7,243	7,243	7,243		43,458	7,243
The Sudbury Star	ON	M-Sa	Quebecor/Sun Media	CCAB	12,532	12,493	12,523	12,902	12,628	13,432		76,510	12,752
The Chronicle-Journal, Thunder Bay	ON	M-Su	Continental Newspapers	AAM	23,933	23,933	23,933	23,933	23,933	23,614	20,960	164,236	23,462
The Daily Press, Timmins	ON	M-Sa	Quebecor/Sun Media	Pub Claim	5,774	5,774	5,774	5,774	5,774	5,718		34,588	5,765
The Toronto Sun	ON	M-Su	Quebecor/Sun Media	CCAB	167,998	166,860	166,170	166,856	165,404	141,476	209,766	1,184,530	169,219
Toronto Star	ON	M-Su	Torstar Corporation	CCAB	338,957	346,984	351,006	347,398	347,517	473,743	297,679	2,503,284	357,612
Waterloo Region Record	ON	M-Sa	Torstar Corporation	CCAB	62,181	63,197	62,612	63,740	63,103	61,719		376,552	62,759
The Tribune, Welland	ON	M-Sa	Quebecor/Sun Media	CCAB	12,191	11,992	11,979	20,646	17,173	9,291		83,272	13,879
The Windsor Star	ON	M-Sa	Postmedia Network Inc.	AAM	51,402	51,642	51,831	51,673	52,219	54,251		313,017	52,169
The Sentinel-Review, Woodstock	ON	M-Sa	Quebecor/Sun Media	Pub Claim	7,700	7,700	7,700	7,700	7,700	7,700		46,200	7,700
The Guardian, Charlottetown	PE	M-Sa	TC Media	CCAB	17,335	17,611	17,476	17,764	17,768	18,389		106,343	17,724
The Journal-Pioneer, Summerside	PE	M-Sa	TC Media	CCAB	7,073	7,179	7,212	7,356	7,299	7,263		43,382	7,230
Le Quotidien, Chicoutimi	QC	M-Su	Power Corp. of Canada	AAM	26,794	26,794	26,794	26,794	26,794	27,239	34,370	195,577	27,940
La Voix de l'Est, Granby	QC	M-Sa	Power Corp. of Canada	AAM	14,812	14,812	14,812	14,812	14,812	16,260		90,320	15,053
Le Devoir, Montréal	QC	M-Sa	Independent	AAM	31,477	31,034	31,299	31,338	32,573	50,464		208,183	34,697
The Gazette, Montreal	QC	M-Sa	Postmedia Network Inc.	AAM	110,668	111,848	112,573	111,355	111,535	125,350		683,327	113,888
La Presse, Montréal	QC	M-Sa	Power Corp. of Canada	AAM	237,316	216,401	217,918	217,476	208,476	265,650		1,363,237	227,206
Le Journal de Montréal	QC	M-Su	Quebecor/Sun Media	CCAB	283,040	286,487	288,922	288,355	288,146	300,448	279,194	2,014,592	287,799
Le Soleil, Québec	QC	M-Su	Power Corp. of Canada	AAM	75,494	75,597	76,166	81,147	75,686	97,977	80,960	563,026	80,432
Le Journal de Québec	QC	M-Su	Quebecor/Sun Media	CCAB	142,035	140,732	140,405	142,951	142,920	157,886	148,696	1,015,625	145,089
The Record, Sherbrooke	QC	M-F	Glacier/AB Newspaper Group	AAM	4,271	4,271	4,271	4,271	4,271			21,355	4,271
La Tribune, Sherbrooke	QC	M-Sa	Power Corp. of Canada	AAM	30,001	30,046	35,202	30,101	30,383	33,593		189,326	31,554
Le Nouvelliste, Trois-Rivières	QC	M-Sa	Power Corp. of Canada	AAM	43,474	44,247	43,664	44,539	43,446	47,713		267,082	44,514
TheTimes-Herald, Moose Jaw	SK	M-Sa	TC Media	Pub Claim	7,447	7,447	7,447	7,447	7,447	7,447		44,682	7,447
Prince Albert Daily Herald	SK	M-Sa	TC Media	CCAB	5,124	5,124	5,160	5,192	5,383	5,440		31,423	5,237
The Leader-Post, Regina	SK	M-Sa	Postmedia Network Inc.	AAM	41,635	40,433	40,413	42,037	42,208	42,864		249,589	41,598
The StarPhoenix, Saskatoon	SK	M-Sa	Postmedia Network Inc.	AAM	48,559	47,370	46,859	47,118	50,002	48,733		288,639	48,107
The Whitehorse Star	YK	M-F	Independent	AAM	1,722	1,585	1,927	1,618	3,620			10,471	2,094
<b>TOTAL Paid Daily Newspapers</b>	<b>95</b>				<b>4,016,314</b>	<b>4,113,035</b>	<b>4,106,817</b>	<b>4,298,676</b>	<b>4,209,717</b>	<b>4,302,412</b>	<b>1,942,786</b>	<b>26,989,756</b>	<b>4,210,340</b>

This is Exhibit A referred to in the affidavit of Jane Scott sworn before me, this 20th day of September 2013.

  
A COMMISSIONER FOR TAKING AFFIDAVITS

# 2012 Daily Newspaper Circulation Report

Newspaper	Prov.	Freq.	Owner	Audit Basis	CCAB/CMCA 12 months ending December 2012 / AAM Average March/September 2012							Weekly Total	Daily Avg.	
					Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday			
Metro Calgary	AB	M-F	Metro Intl.SA & TorStar	CCAB	77,188	76,907	77,236	77,525	76,841					
Metro Edmonton	AB	M-F	Metro Intl.SA & TorStar	CCAB	80,126	81,134	81,276	80,982	81,815			385,697	77,139	
24 Hours Calgary	AB	M-F	Quebecor/Sun Media	Pub Claim	38,918	38,918	38,918	38,918	38,918			405,333	81,067	
24 Hours Edmonton	AB	M-F	Quebecor/Sun Media	Pub Claim	31,128	31,128	31,128	31,128	31,128			194,590	38,918	
Campbell River/Comox Valley Daily	BC	T-F	Black Press	Pub Claim		4,400	4,400	4,400	4,400			155,640	31,128	
Fraser Valley Daily	BC	T-F	Black Press	Pub Claim		4,800	4,800	4,800	4,800			17,600	4,400	
Cowichan Valley News Leader Pictorial Daily*	BC	T-F	Black Press	Pub Claim		2,000	2,000	2,000	2,000			8,000	2,000	
Golden Ears Daily	BC	T-F	Black Press	Pub Claim		4,100	4,100	4,100	4,100			16,400	4,100	
Nanaimo News Bulletin Daily	BC	T-F	Black Press	Pub Claim		4,300	4,300	4,300	4,300			17,200	4,300	
The Morning Star Daily	BC	T-F	Black Press	Pub Claim		3,200	3,200	3,200	3,200			12,800	3,200	
Victoria News Daily	BC	T-F	Black Press	Pub Claim		6,000	6,000	6,000	6,000			24,000	6,000	
Peace Arch News Daily	BC	T-F	Black Press	Pub Claim		3,700	3,700	3,700	3,700			14,800	3,700	
Epoch Times (Vancouver)	BC	M-Su	Independent	Pub Claim	6,000	6,000	6,000	6,000	16,000	6,000	6,000	52,000	7,429	
Metro Vancouver	BC	M-F	Metro Intl.SA & TorStar	CCAB	156,233	159,509	158,308	156,273	160,982			791,305	158,261	
24 Hours Vancouver	BC	M-F	Quebecor/Sun Media	CCAB	133,913	133,585	134,495	131,769	131,754			665,516	133,103	
Metro Winnipeg	MB	M-F	Metro Intl.SA & TorStar	CCAB	42,833	43,119	43,563	45,129	51,505			226,149	45,230	
Metro Halifax	NS	M-F	TC Media & Metro Intl. SA	CCAB	43,779	43,935	43,962	43,915	43,949			219,540	43,908	
The Gazette (London)	ON	T-F	Independent	Pub Claim		11,000	11,000	11,000	11,000			44,000	11,000	
Epoch Times (Toronto)	ON	M-F	Independent	CCAB	6,024	6,175	6,512	6,739	23,533			48,983	9,797	
t.o.night (Toronto)*	ON	M-F	Independent	Pub Claim	102,000	102,000	102,000	102,000	102,000			510,000	102,000	
Metro London	ON	M-F	Metro Intl.SA & TorStar	CCAB	32,739	32,797	32,874	33,017	34,050			165,477	33,095	
Metro Ottawa	ON	M-F	Metro Intl.SA & TorStar	CCAB	56,318	56,347	56,390	55,553	61,541			286,149	57,230	
Metro Toronto	ON	M-F	Metro Intl.SA & TorStar	CCAB	252,389	258,914	255,262	248,286	266,476			1,281,327	256,265	
24 Hours Vancouver	ON	M-F	Quebecor/Sun Media	CCAB	40,815	40,815	40,815	40,815	40,815			204,075	40,815	
24 Hours Toronto	ON	M-F	Quebecor/Sun Media	CCAB	253,333	259,142	259,167	259,226	259,167			1,290,035	258,007	
Montreal 24 heures	QC	M-F	Quebecor/Sun Media	CCAB	169,545	174,583	197,727	176,808	175,906			894,569	178,914	
Journal Metro	QC	M-F	TC Media	CCAB	161,137	166,224	166,938	165,949	164,356			824,604	164,921	
Metro Regina*	SK	M-F	Metro Intl.SA & TorStar	Pub Claim	20,000	20,000	20,000	20,000	20,000			100,000	20,000	
Metro Saskatoon*	SK	M-F	Metro Intl.SA & TorStar	Pub Claim	20,000	20,000	20,000	20,000	20,000			100,000	20,000	
<b>TOTAL Free Daily Newspapers</b>	<b>29</b>				<b>1,724,418</b>	<b>1,794,732</b>	<b>1,816,071</b>	<b>1,783,532</b>	<b>1,844,236</b>	<b>6,000</b>	<b>6,000</b>	<b>8,974,989</b>	<b>1,800,726</b>	
<b>TOTAL DAILY NEWSPAPERS</b>	<b>124</b>				<b>5,740,732</b>	<b>5,907,767</b>	<b>5,922,888</b>	<b>6,082,208</b>	<b>6,053,953</b>	<b>4,308,412</b>	<b>1,948,786</b>	<b>35,964,745</b>	<b>6,011,066</b>	
<b>Report Notes:</b>														
All AAM data calculated as an average from March 30, 2012 and September 30, 2012 Snapshot report. CCAB and CMCA data is based on December 31, 2012 unless otherwise stated.														
Daily newspapers defined as publications with minimum four days per week publishing schedule.														
New publications: Metro Regina, Metro Saskatoon														
Paywalls include publications with Metered Access as well as Hard Paywalls														
<b>* Changes to publishing schedules:</b>														
March 2012: 2 new free dailies - Metro Regina, Metro Saskatoon														
Sunday edition stopped publishing - Calgary Herald (Aug 5), Edmonton Journal (June 30), Ottawa Citizen (July 22)														
2013 changes: t.o.night moves to weekly (Jan 2013), Daily Graphic (Portage la Prairie) moves to weekly (March 2013), Cowichan Valley News Leader Pictorial Daily stopped publishing (March 2013)														
<b>Colour denotes that data requires explanation - see below:</b>														
Data available for Sept 30 2012 Snapshot only: The Record (Sherbrooke)														
2011 Publisher's Claim: L'Acadie Nouvelle														
2011 CCAB Audit Report: Prince Albert Daily Herald														
2010 CCAB Audit Reports: Orillia Packet & Times, Simcoe Reformer, St. Thomas Times Journal														
Publisher's Claim:														
24 Hours Calgary, 24 Hours Edmonton, Barrie Examiner, Brockville Recorder & Times, Kenora Daily Miner & News, Pembroke Daily Observer, Woodstock Sentinel Review														
2009 CCAB Audit Reports: 24 Hours: Calgary, Edmonton, Ottawa														

# Bankrupt: All allegations denied

Continued from page A1

After investigating investor complaints, Doyle Salewski reported to the court earlier this year that both projects are "hopelessly insolvent and in stages of abandonment."

In an interview, Doyle Salewski president Brian Doyle said the bankruptcy will enable him to take steps as trustee to recover investor money Assaly allegedly transferred to a charitable foundation he controls and allegedly used for other purposes, including renovations to an oceanfront Florida house where Assaly and his family now reside.

"These companies have been stripped, and we want that money back," Doyle alleged.

According to evidence presented in Ontario Superior Court, the 5,342-square-foot residence in Ft. Pierce, Fla. — known as Canada House — underwent \$713,000 in renovations in 2010. In an endorsement dated July 3, Kane said it appeared that some of the renovation costs were financed by "diverting" investor money.

In an email Thursday, Assaly lawyer Howard Manis said his clients "strongly deny any and all allegations of any mishandling of funds." He said Assaly is appealing Kane's order appointing Doyle Salewski as receiver, adding that his clients' innocence of the allegations against them "will be proven in court when the time comes."

Manis also alleged that many investors failed to fulfil financing obligations made in promissory notes as part of their investments. "These defaults will be vigorously pursued to ensure that they honour their obligations."

Assaly, who has consistently denied interview requests from the Citizen in the past, released a statement Thursday evening through his lawyer. He said he was being "persecuted and maligned" by investors who "have no legitimate claim

against me or any of my companies."

He alleged that investors "have taken a pre-emptive strike against me" in response to legal action he has initiated against them for "breaching their promises."

"Their defence to our claims, which are based on signed, written agreements, is to try to destroy me financially and ruin my reputation," Assaly alleged. "Their plan is to bankrupt me first, before I can achieve justice in the court system."

Evidence presented in court showed that the accounts of the four bankrupt companies were collapsed into those of the charitable foundation, known as the Millennium Educational & Research Charitable Foundation. The money in the foundation's accounts was later transferred to the United States.

"It's very clear to us that the foundation has walked away with a lot of money," Doyle alleged.

"We had \$4.47 million of investors' money in those companies. It's all now sitting in Florida in the foundation's accounts and assets. We are saying that these are monies that should be returned to Canada, returned to these companies and returned to the investors."

Before that can happen, however, Doyle Salewski will have to obtain recognition for Canadian court orders in the United States, where the foundation's assets are now concentrated.

A recognition hearing in Florida had been scheduled for the end of this month, but has now been postponed. But, said Doyle, "it helps our position in the States to have the legal position as bankruptcy trustee."

Meanwhile, Doyle plans to submit a letter to the Office of the Superintendent of Bankruptcy within the next 24 hours requesting an RCMP investigation under Section 10 (1) of the Bankruptcy and Insolvency Act. The section says the superintendent

## Villa Montague on the Rideau



Suites and Studio units as low as \$99,900

Villa Montague, a senior's residence in Smiths Falls, was part of an investment proposal by a company promoted by Thomas G. Assaly.

ent can "make or cause to be made" any inquiries or investigations he deems appropriate if he has reasonable grounds to suspect that an offence has occurred, based on information from an official receiver, trustee or other person.

"I am requesting an investigation into these companies for the solicitation for investment and the use of the money for other purposes than promised to the investors," Doyle said. The decision whether to refer the matter to the RCMP rests with the superintendent, and is discretionary.

Justin Fogarty, the investors' lawyer, said Thursday that his clients

welcome the bankruptcy of the four Assaly companies because it will allow the superintendent of bankruptcy to "look into the affairs" of the companies.

While they still hope to recover some of their money, Fogarty said his clients are also "anxious to see that justice is done in this matter one way or another."

In the meantime, the legal wrangling continues. A court hearing this week before Superior Court Judge Stanley Keshman to consider whether the charitable foundation should be declared bankrupt was postponed and has yet to be rescheduled.

As well, Doyle Salewski and Fogarty have prepared motions scheduled to be heard by Kane on Sept. 30.

Doyle Salewski wants the court to find Tom Assaly and his wife, Karen, in contempt for actions that allegedly contravened Kane's order appointing the firm as receiver.

For his part, Fogarty seeks to have Tom and Karen Assaly removed as directors of the charitable foundation, alleging they are in a conflict of interest because they transferred ownership of Canada House — the major asset of the foundation — to themselves in May.

In an affidavit filed with Ontario Superior Court in August, Tom Assaly said the transfer involved "no fraudulent activity" by himself, his wife or the foundation.

He alleged that the transfer occurred because the foundation "had no means of repaying" \$1.2 million it owed to him and his wife for conveying ownership of Canada House to the foundation in 2009. In his exchange, Assaly said, he and his wife released the foundation from its debt obligations to them.

Thomas G. Assaly — the eldest son of late legendary Ottawa developer Thomas C. Assaly — and his wife were ordered by Kane in July to appear in Ottawa within 60 days for examination by lawyers for the receiver and the investors. That examination is now scheduled for Sept. 26 and 27.

doyle@ottawacitizen.com  
twitter.com/DoyleDon

This is Exhibit B referred to in affidavit of James Scott sworn before me, this 21st day of September 2013

COMMISSIONER FOR TAKING AFFIDAVITS

### ONTARIO ENERGY BOARD NOTICE TO CUSTOMERS OF HYDRO OTTAWA LIMITED

Hydro Ottawa Limited has applied to raise its electricity distribution rates. Learn more. Have your say.

Hydro Ottawa Limited ("Hydro Ottawa") has applied to the Ontario Energy Board to increase the amount it charges by approximately \$0.13 each month for the typical residential customer beginning on January 1, 2014. Other customers, including businesses, may be affected as well.

The requested rate increase is tied to inflation (and other factors intended to promote efficiency).

THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING  
The Ontario Energy Board (OEB) will hold a public hearing to consider Hydro Ottawa's request. We will determine whether Hydro Ottawa has used the applicable models and formulas as required by the OEB. At the end of this hearing, the OEB will decide on the appropriate rate changes.

The OEB is an independent and impartial public agency. We make decisions that serve the public interest. Our goal is to promote a financially viable and efficient energy sector that provides you with reliable energy services at a reasonable cost.

- BE INFORMED AND HAVE YOUR SAY**  
You have the right to information regarding this application and to be involved in the process. You can:
- review Hydro Ottawa's application on the OEB's website now;
  - sign up to observe the proceeding by receiving OEB documents related to the hearing;
  - file a letter with your comments, which will be considered during the hearing;
  - become an active participant (called an intervenor). Apply no later than 10 calendar days after the publication or service date of this notice or the hearing will go ahead without you and you will not receive any further notice of the proceeding;
  - at the end of the process, review the OEB's decision and its reasons on our website.

The OEB intends to consider cost awards in this proceeding that are in accordance with the Practice Direction on Cost Awards and are in relation to Hydro Ottawa's proposed variance account for losses on disposal of assets, including first generation smart meters.

**LEARN MORE**  
These proposed charges relate to Hydro Ottawa's distribution services. They make up part of the Delivery line — one of the five line items on your bill. Our file number for this case is EB-2013-0143. To learn more about this hearing, find instructions on how to file letters or become an intervenor, or to access any document related to this case please contact the file number at the OEB website: [www.ontarioenergyboard.ca/notice](http://www.ontarioenergyboard.ca/notice). You can also phone our Consumer Relations Centre at 1-877-632-2727 with any questions.

**PRIVACY**  
If you write a letter of comment or sign up to observe the hearing, your name and the content of your letter or the documents you file with the OEB will be put on the public record and the OEB website. However, your personal telephone number, home address and email address will be removed. If you are a business, all your information will remain public. If you apply to become an intervenor, all information will be public.

This rate hearing will be held under section 78 of the Ontario Energy Board Act, 1998, S.O. 1998 c.15 (Schedule B).



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**AVIS DE LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO  
AUX CLIENTS D'HYDRO OTTAWA LIMITED**

**Hydro Ottawa Limited a déposé une requête en vue de hausser ses tarifs de distribution d'électricité. Tenez-vous informé. Donnez votre opinion.**

Hydro Ottawa Limited (« Hydro Ottawa ») a déposé une requête auprès de la Commission de l'énergie de l'Ontario en vue de hausser ses frais d'environ 0,13 \$ par mois pour le consommateur moyen à compter du 1er janvier 2014. D'autres clients, dont des entreprises, pourraient aussi en être touchés.

La hausse de tarifs demandée est liée à l'inflation (et à d'autres facteurs visant à favoriser l'efficacité).

**LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO TIENDRA UNE AUDIENCE PUBLIQUE**

La Commission de l'énergie de l'Ontario (CEO) tiendra une audience publique en vue d'examiner la requête d'Hydro Ottawa. Elle déterminera si Hydro Ottawa a eu recours aux modèles et aux formules applicables conformément aux exigences de la CEO. À la fin de l'audience, la CEO décidera des modifications de tarifs appropriées.

La CEO est un organisme public indépendant et impartial. Elle rend des décisions qui servent l'intérêt public. Son but est de promouvoir un secteur d'énergie viable et rentable financièrement qui vous offre des services énergétiques fiables à un coût raisonnable.

**TENEZ-VOUS INFORMÉ ET DONNEZ VOTRE OPINION**

Vous avez droit à l'information concernant cette requête et le droit de participer au processus. Vous pouvez :

- consulter la requête d'Hydro Ottawa sur le site de la CEO;
- vous inscrire à titre d'observateur à l'instance en recevant les documents de la CEO concernant l'audience;
- présenter une lettre de commentaires qui sera examinée durant l'audience;
- devenir un participant actif (appelé intervenant). Inscrivez-vous au plus tard **10 jours civils** suivant la date de publication ou de signification du présent avis ou bien l'audience commencera sans vous et vous ne recevez aucun autre avis concernant cette instance;
- passer en revue la décision rendue par la CEO et ses raisons sur le site Web à la fin du processus.

Dans le cadre de cette instance, la CEO entend envisager l'adjudication des frais, conformément aux *directives de pratique touchant l'attribution des dépens* et en relation avec le compte d'écart que propose Hydro Ottawa pour les pertes associées à la cession d'actifs, dont la première génération de compteurs intelligents.

**EN SAVOIR PLUS**

Les frais proposés concernent les services de distribution d'Hydro Ottawa. Ils font partie des frais de livraison, un des cinq éléments figurant sur la facture. Le numéro pour ce dossier est EB-2013-0143. Pour en savoir plus sur cette audience, sur les démarches à suivre pour présenter des lettres ou pour devenir un intervenant, ou encore pour accéder aux documents concernant ce dossier, veuillez entrer ce numéro de dossier sur le site Web de la CEO : [www.ontarioenergyboard.ca/notice](http://www.ontarioenergyboard.ca/notice). Si vous avez des questions, vous pouvez également appeler le Centre des relations avec les consommateurs au 1-877-632-2727.

**CONFIDENTIALITÉ**

Si vous présentez une lettre de commentaires ou participez à l'audience à titre d'observateur, votre nom et le contenu des documents que vous allez déposer auprès de la CEO seront versés au dossier public et publiés sur le site Web de la CEO. Toutefois, votre numéro de téléphone, votre adresse et votre adresse courriel seront supprimés. Si vous êtes une entreprise, tous vos renseignements demeureront accessibles au public. Si vous faites une requête de statut d'intervenant, tous vos renseignements seront du domaine public.

Cette audience sera tenue en vertu de l'article 78 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario, L.O. 1998 chap.15 (annexe B).



Ontario Energy Commission de l'énergie de l'Ontario

This is Exhibit C referred to in the affidavit of Janet Scott sworn before me, this 20th day of September 2013.

*[Signature]*

Course à la mairie de Val-des-Monts

**Michel B. Gauthier affrontera Jean Lafrenière**

CHARLES THÉRIAULT  
ctheriault@ledroit.com



ARCHIVES, LeDroit

Michel B. Gauthier tente à nouveau sa chance dans la course à la mairie de Val-des-Monts.

M. Gauthier qui a terminé en troisième place, en 2009, a annoncé, hier, qu'il se présente à nouveau en vue des élections du 3 novembre prochain. Ancien pompier et ex-président du syndicat des pompiers de Val-des-Monts, M. Gauthier a aussi dirigé le service des Travaux publics et des Incendies de la municipalité voisine, Denholm, durant quelques années.

« J'ai des idées à mettre de l'avant et je vais présenter mon programme électoral au cours des prochaines semaines. Il y a quatre ans, je proposais beaucoup de choses et, au cours de son mandat, le conseil municipal en a réalisé environ la moitié. Je ne suis pas satisfait du travail du maire, Jean Lafrenière et je veux changer des choses et préconiser une plus grande transparence au conseil municipal, ainsi qu'une meilleure protection de l'environnement », a déclaré M. Gauthier qui dit avoir reçu l'appui de nombreux citoyens.

Candidat à la mairie en 2009, Michel B. Gauthier a terminé au troisième rang à la suite du scrutin.

fait du travail du maire, Jean Lafrenière et je veux changer des choses et préconiser une plus grande transparence au conseil municipal, ainsi qu'une meilleure protection de l'environnement », a déclaré M. Gauthier qui dit avoir reçu l'appui de nombreux citoyens.

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