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October 21, 2013

**Delivered by RESS and Courier**

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

Dear Ms. Walli:

**Re: EB-2012-0109 – Brantford Power Inc.  
Application to the Ontario Energy Board for Electricity Distribution  
Rates and Charges effective November 1, 2013**

We are counsel to Brantford Power Inc. (“**BPI**”) with respect to the above-captioned matter.

Pursuant to Procedural Order No. 1 dated September 19, 2013 (“**PO#1**”):

- Board staff and intervenors were required to file any written interrogatories with the Board and serve them on BPI on or before September 25, 2013 and September 30, 2013 respectively; and
- BPI was required to file with the Board complete written responses to the interrogatories and to serve them on the intervenors on or before October 21, 2013.

On October 1, 2013, the Board issued Procedural Order No. 2 (“**PO#2**”) approving the late intervention of the HVAC Coalition and indicating that the HVAC Coalition was required to file its written interrogatories with the Board and serve them on BPI on or before October 1, 2013. In PO#2, the Board maintained the obligation on BPI to file with the Board complete written responses to the interrogatories on or before October 21, 2013.

We are writing to inform the Board that BPI will be unable to meet the today’s filing deadline for the following reasons:

1. BPI received approximately **136** interrogatories with a total of **255** separate parts from Board staff and intervenors. BPI staff have been working continuously from the receipt of the IRs (including working throughout this past few weekends) to prepare responses to these questions, however the volume and scope of interrogatories necessitates additional time to provide full and complete responses; and
2. Many of the interrogatories requested 2013 year-to-date actuals to the end of Q3 (September 30, 2013). This information was not readily available at the time the interrogatories were received by BPI on September 30, 2013. To provide full and

complete responses, BPI had to accelerate its typical quarterly financial reporting process to determine the appropriate figures for responses to these written interrogatories.

For the reasons noted above, on behalf of BPI we are respectfully requesting a two (2) day extension of the deadline, such that BPI will file its written interrogatory response on or before 4:45pm on Wednesday October 23, 2013. No other dates are provided in, and consequently no other dates would need to change in PO#1 or PO#2 as a consequence of this extension.

Should you have any questions or require further information, please do not hesitate to contact me.

Yours Truly,

**BORDEN LADNER GERVAIS LLP**

*Original signed by John A.D. Vellone*

John A.D. Vellone

cc. Paul Kwasnik, Brantford Power Inc.  
Heather Wyatt, Brantford Power Inc.  
Parties of record in EB-2012-0109

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