



EB-2006-0278

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

AND IN THE MATTER OF a motion by Espanola
Regional Hydro Distribution Corporation requesting
the Board to review and vary certain aspects of
Decision and Order RP-2005-0020 / EB-2005-0362
dated October 18, 2006.

PROCEDURAL ORDER NO. 1

Espanola Regional Hydro Distribution Corporation (“Espanola Hydro”) filed an application, dated January 31, 2006, with the Ontario Energy Board under section 78 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15, Schedule B as amended, for an order approving or fixing just and reasonable rates for the distribution of electricity, to be effective as of May 1, 2006. The Board assigned file number RP-2005-0020 / EB-2005-0362 to the application.

The Board issued its Decision and Order related to this application on October 18, 2006.

On November 8, 2006, Espanola Hydro filed with the Board a motion requesting that the Board review and amend certain aspects of the Decision and Order. This motion was assigned file number EB-2006-0278. On December 6, 2006, Espanola Hydro filed an amended motion with the Board. All intervenors listed in the original application were served with copies of both sets of motion records.

The Board has agreed to hear the amended motion and will proceed by way of oral hearing.

The Board expects the applicant to address a number of issues which include but are not limited to the following:

- the change in financial status since Espanola Hydro filed its original 2006 EDR application, and specifically, the causes of the change;
- why Espanola Hydro has a diminishing cash flow;
- what if any specific cost containment measures have been undertaken by the utility to reduce operating expenses, and the results of those measures being in place; and
- what if any future plans are contemplated by the utility and the expected results of those plans being in place.

THE BOARD THEREFORE ORDERS THAT:

1. Board staff and intervenors shall file interrogatories with the Board, and serve them on Espanola Regional Hydro Distribution Corporation and registered intervenors in those proceedings on or before January 24, 2007.
2. Espanola Regional Hydro Distribution Corporation shall file its responses to any interrogatories with the Board and serve them on registered intervenors on or before February 12, 2007.
3. The oral hearing of the motion will commence at 9:30 am on February 19, 2007 in the Board's West hearing room at 2300 Yonge Street, Toronto.
4. All filings to the Board noted in this Order must be in the form of 10 hard copies and must be received by the Board by 4:45 p.m. on the stated dates. The Board also requires all filings to be in electronic form. Therefore, all parties must also email electronic copies of their filings to the Board Secretary at Boardsec@oeb.gov.on.ca., or otherwise make them available on CD or diskette. The Board requests that all parties make every effort to provide their filings in MS Word or MS Excel format for word-processed and spreadsheet documents respectively, or at a minimum in searchable PDF format.

5. Service of documents to parties other than the Board may be effected by email only, except when the party served specifically requests paper copies.

ISSUED at Toronto, December 22, 2006.

ONTARIO ENERGY BOARD

Original signed by

Peter H. O'Dell
Assistant Board Secretary