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**Commission de l'énergie
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BY E-MAIL

September 26, 2014

**To: Horizon Utilities Corporation
All registered intervenors in EB-2014-0002**

**Re: Horizon Utilities Corporation
Application for 2015 - 2019 Distribution Rates
Board File Number: EB-2014-0002**

Further to the Board's letter of September 23, 2012 the Board informed the Horizon Utilities Corporation ("Horizon"), the intervenors (collectively referred to as the "Parties") and Board staff that it will hear the City of Hamilton Motion at the outset of the oral hearing set to commence on Tuesday September 30, 2014.

On Thursday September 25th, 2014 counsel for Horizon filed with the Board a letter together with the Affidavit of John Basilio in respect of the City of Hamilton Motion in this proceeding. In response, Robert Warren, counsel for the City of Hamilton filed a letter with the Board dated September 26th requesting that the hearing of the motion be adjourned to permit the City of Hamilton to file materials in response to the affidavit of John Basilio.

The Board has considered the adjournment request and is prepared to grant an adjournment of the City of Hamilton Motion until October 9th, 2014. The Board however will proceed with the hearing on the unsettled issues as scheduled on September 30th, 2014. The Board recognizes that it will be hearing evidence on the very subject that the City of Hamilton is asking the Board not to consider in this proceeding, however, in doing so the Board will in no way be predetermining the outcome of the issue that is the subject of the motion. The Board finds it necessary to proceed in this manner as the Horizon expert witness is only available for cross examination on the unsettled issues on September 30th, 2014 and it would be prejudicial to Horizon to not be able to rely on Mr. Todd as a witness.

The Board directs the City of Hamilton to file its responding materials on or before Monday October 6, 2014.

Yours truly,

Original signed by

Kirsten Walli
Board Secretary