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September 25, 2014

**Delivered by RESS, Email and Courier**

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
26th Floor, Box 2319  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: EB-2014-0002  
Horizon Utilities Corporation – Five Year Custom Distribution Rate  
Application  
City of Hamilton’s (“COH’s”) Notice of Motion and Amended Notice of  
Motion**

By email dated September 24, 2014 I advised you and the parties that I intend to cross examine Mr. McGuire on his affidavit filed in support of the COH’s Notice of Motion and Amended Notice of Motion which the Board has scheduled to be heard on Tuesday September 30, 2014.

We attach an affidavit from Mr. John Basilio, Horizon’s Senior Vice-President and Chief Financial Officer, which will be referred to during my cross examination of Mr. McGuire and in my oral submissions on the COH Motion. I do not anticipate that my cross examination should require more than 15 minutes.

**Yours very truly,  
BORDEN LADNER GERVAIS LLP**

A handwritten signature in black ink, appearing to read 'J. Mark Rodger', is written over a horizontal line.

J. Mark Rodger  
Incorporated Partner\*  
\*Mark Rodger Professional Corporation  
Lawyers | Patent & Trade-mark Agents

Encl.

copy to: John G. Basilio, Horizon Utilities Corporation  
Indy J. Butany-DeSouza, Horizon Utilities Corporation  
Intervenors  
Maureen Helt, OEB  
Christie Clark, OEB

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