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June 2, 2015

**Delivered by RESS, Email and Courier**

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
Suite 2701  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Request for Written Hearing  
North Bay Hydro Distribution Ltd. ("NBHDL")  
Board File No. EB-2014-0099**

NBHDL writes this letter in accordance with Procedural Order No. 1 in the above noted matter which, among other things, required the Parties to file and serve any submissions on which issues are to be heard in writing and which issues should be heard during an oral hearing.

On May 20, 2015, the second day of the Settlement Conference, Board staff advised the Parties that the Board would not accept any settlement on working capital allowance, and that this issue must proceed to hearing. NBHDL submits that the determination of the issue of working capital allowance should proceed by way of written hearing only.

NBHDL's position is that the issue of working capital allowance does not require the time and expense required to convene an oral hearing. Further, in addition to written submissions, sufficient evidence exists on the record for the Board to make an appropriate determination absent viva voce evidence. Therefore, NBHDL requests that the Board elects to proceed by way of written hearing pursuant to its discretion under Section 32 of the Board's *Rules of Practice and Procedure*.

NBHDL notes that the Parties are still working towards a mutually agreeable Settlement Proposal to be presented to the Board. At this time however, the parties do not believe the deadline set out in Procedural Order No. 1, being June 3, 2015, will be achievable. The Parties will continue to work diligently towards settlement and will file an update as soon as practical.

Yours very truly,

**BORDEN LADNER GERVAIS LLP**

Per:

*Original signed by James Little*

James K. Little

cc: Todd Wilcox, Cindy Tennant, Melissa Casson and Matthew Payne, NBHDL  
Parties in EB-2014-0099