From:

Frank Kehoe

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Orillia, Ontario, L3V 4T9

Nov. 3rd 2019

To:

Ontario Energy Board

P.O. Box 2319

2300 Yonge Street, 27th floor

Toronto ON M4P 1E4

Attention: Board Secretary

Re**; Hydro one Networks Inc. and Orillia Distribution Corporation under sections 86(2)(a), 78, 18, 77(5), and 74 of the Ontario Energy Board Act, 1998 for the relief necessary to effect Hydro One Networks Inc.’s purchase of all issued and outstanding shares of Orillia Power Distribution Corporation. Submission from Parties on Need for Oral Hearing Ontario Energy Board File Number: EB-2018-0270**

Dear Secretary

As an Intervenor on file number **EB-2018-0270**, I respectfully request an oral hearing on the above file. An oral hearing is the only way that this file can be properly addressed.

The material previously requested (letter to the O.E.B. Sept. 5th 2019) from the Orillia Power Distribution Corporation through the Energy Board has never been made available to me. The importance of this material is critical to the matter of 2018-0270 file particularly related to:

1. The process used by the City of Orillia officials and or the newly formed corporation executive to transfer from a body corporate (Orillia Water Light Power Commission) to new Corporations without any transfer document approved and signed by the board of directors under seal of Orillia Water Light Power Commission. An alleged set of minutes does not satisfy the rule of law. Hence in the opinion of the O.W.L.P. board, the transfer was never legally made.
2. The legal contracts made between the former Ontario Hydro related to the transfer of the power lines of the O.W.L.P. from its Swift and Minden plants allowed the Orillia electrical energy to be metered at the plants and the same credit given O.W.L.P. at Ontario Hydro Transmission plant. The signed contracts were later ignored and or over ruled by the Independent Systems Operator as set up by the former Ontario Hydro (see letter to the board Sept. 15th 2019)

Despite being a past chairman and or elected board member of the former Orillia Water Light Power Commission when many of the review material (signed contracts) related to this file took place, I have been denied access by the new corporation, Orillia Power Distribution, to the related files and even our Board minutes that are documents of necessary evidence.

In addition I have addressed what I consider a serious breach of our Canadian Democracy and the rights and freedoms of the Orillia’s electorate. The rule of law pertaining to legal referendum’s must be followed. I am attaching the material that has been before the Minister of the Provincial Attorney General. As of this date, I have as yet to receive a reply. To my knowledge of Canadian Democracy , the Orillia electorate should not be usurped in their duly called referendum outcomes.

It is my opinion that the rule of law gives protection to the people who voted for separation of the utility from City Council as well as rejecting a previous formal sale to Hydro Electric Power Commission.

Any sale of the former utility or portion of the utility must require a new vote of the Electorate to either accept or reject a sale to Hydro One..

An oral haring should be a mandatory move on the part of the Energy Board so as to allow legal interpretation of the applicable Rule of Law from legal counsel.

As I am presently in Florida and can be reached . if necessary by email, fm.kehoe@rogers.com or by phone: 941-629-9502 or cell 941-456-9220. I will be back in Canada December 1st 2019.

Respectfully submitted,

Frank Kehoe