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ONTARIO ENERGY BOARD

File 6

December 3, 2008

Ms. Kirsten Walli <sup>12/3/08</sup>  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
26<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, On M4P 1E4

Dear Ms. Walli:

Re: Kenora Hydro Electric Corporation Ltd. – 2009 IRM Application – EB-2008-0190

Further to your letter of November 18, 2008, attached is our affidavit that Kenora Hydro has published the "Notice of Application" in a newspaper as directed, in the highest paid circulation within 14 days of your letter. The notice as published on November 21, 2008.

In addition there are no embedded distributors to notify.

We have copies of the application available to anyone who requests such and lastly the notice has been posted on our website.

Should you require anything further please feel free to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read "D.E. Sinclair", with a large, stylized flourish at the end.

D.E. (Dave) Sinclair  
President & CEO

c.c. J. Robertson



**In Brief**

**TORONTO**

**Necklaces a danger**

TORONTO — Parents are being asked to destroy a clear plastic necklace given to children at the recent Santa Claus Parade in Toronto.

The tiny star necklace was distributed by volunteers of SickKids Foundation during the parade and at a breakfast event in Yonge-Dundas Square.

If the necklace is pulled apart and breaks, the small parts can potentially cause choking problems.

Foundation spokeswoman Carol Duncan did not know how many were distributed in total, but believes there "weren't too many."

The necklace has a clear plastic star that illuminates and the words "Believe in Santa, Believe in SickKids" printed on it.

**Mayors meet**

TORONTO — Mayors from more than 30 Ontario municipalities with ties to the auto trade are meeting in Toronto later today to talk about the ailing sector.

Leaders will discuss how their communities are being affected by the industry's troubles and possible solutions.

Woodstock Mayor Michael Harding says there is a domino effect throughout Ontario when a local auto supplier cuts jobs or closes its doors.

Harding also says the voice of municipalities hasn't been included in talks between the provincial and federal governments and the automakers.

Federal Industry Minister Tony Clement and Michael Bryant, Ontario's economic development minister, were in Washington trying to find out what a bailout for U.S. automakers means for Canada.

**PROVINCE**

**Not enough done**

TORONTO — Not enough has been done to fill long-standing vacancies in the province's local public health units, Ontario's acting chief medical officer said Thursday in his annual report.

Thirteen of the province's 36 public health units didn't have a permanent medical officer of health as of Sept. 1, Dr. David Williams said in his report.

Public health units have also had trouble recruiting other health professionals, including nurses and health inspectors, the report found.

The province, which has been urged for years to fix the problem, has itself been without a permanent medical office of health since the late Dr. Sheila Basrur resigned in 2006.

Filling those vacant positions was the top recommendation of a 2002 report into the tainted-water tragedy in Walkerton, Ont., that killed seven people and sickened 2,500 others.

The province was also warned in a 2006 report that some health units lacked "sufficient capacity" to manage effectively while those positions remained vacant.

Yet Ontario's Liberal government still hasn't filled those jobs, said Progressive Conservative health critic Elizabeth Witmer.

**Over-the-counter diagnosis feared**

TORONTO — Ontario's top physicians' group says patients should never rely on pharmacists to diagnose ailments and prescribe drugs for them.

There is a proposal before the Ontario legislature to allow pharmacists to diagnose some simple maladies in their stores and write prescriptions.

The Ontario Medical Association says this could endanger patients and set medicine back in the province by a decade.

Association president Dr. Ken Arnold says patients expect doctors to be the ultimate health-care provider, not pharmacists.

Arnold is most concerned with a recommendation that "minor" ailments be able to diagnose "pharmacists" might without a doctor's consent.

He says doctors "spend hours and years learning diagnostic skills.

**NASTY WEATHER WARNING**

Ingrid Edwards with her sons Lukas, 1, and Elijah, 4, right, walked through a snow squall along a London street Thursday morning. They were walking Elijah to school. Environment Canada has issued a warning that parts of the London region could get hit with more than 50 centimetres of snow by Saturday morning from the major storm.

Photo by Sun Media



This is Exhibit A referred to in the affidavit of David F. Sinclair sworn before me, this 3rd day of December 2008. Penny Leppard, A COMMISSIONER FOR TAKING AFFIDAVITS

PENNY LEPPARD, a Commissioner, etc., Province of Ontario, for Sheppard, MacDonald, Orrison, Richardson, P. Bartlett and Solicitors, Toronto, Ont. M5H 1R1.

**Police say killings were murder-suicide**

By Sun Media

The deaths of four adult family members found in a Scarborough home two days ago have been deemed a triple murder and a suicide.

But Toronto Police are not yet ready to say which of the four relatives was behind the massacre or why the person killed three loved ones and the family dog before taking his or her own life.

"I'm confident that the killer was inside the house (among the dead)," Det.-Sgt. Pauline Gray said yesterday, adding no suspects are being sought and neighbours need not be afraid.

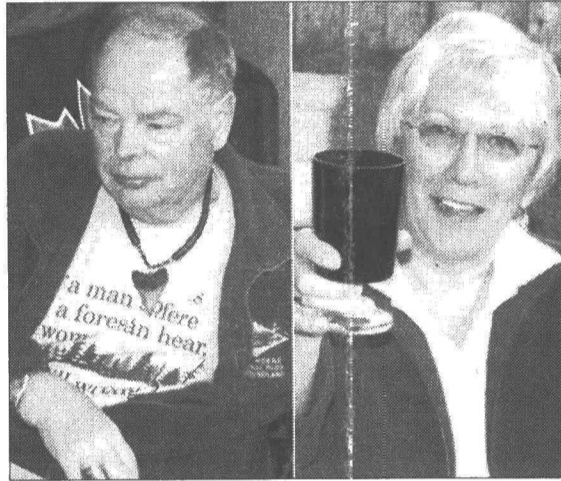
Police went to the home Wednesday morning after receiving a 911 call.

When they arrived at the small bungalow they found a note on the door that read, "Do not enter! Call police."

Once inside they discovered the four dead relatives and the slain pet, believed to be a caramel-coloured miniature poodle named Charlotte.

There was concern initially it was a quadruple murder.

"As the case unfolded and more forensic evidence was uncovered, it became apparent that the tragic deaths of the family was in fact a triple homicide-suicide," Gray said.



Keith and Wanda Delong

Police have not yet identified the family.

But neighbours have said the home was owned by Keith Delong and his wife Wanda, a retired couple believed to be in their mid-60s.

Their son Richard, who was possibly in his late-30s and suffered from a debilitating illness, also lived in the home. And neighbours said the couple's daughter, Elizabeth, was visiting the night before.

Elizabeth's husband, James Tompkin, was outside the home when police arrived and the distraught man was taken to a police station for questioning. However, he was released early yesterday.

"The male in custody was released when it was clear he was not involved in the deaths," Gray said. It now appears it was

the son-in-law who made the grisly discovery while looking for his wife when she failed to come home.

The Tompkins' townhouse in Whitby remained under guard by Durham police as they waited for a search warrant, which police said was just a formality at this point.

There is some speculation the family was shot, but Gray wouldn't comment on the cause of death until she gets the results of the post-mortem examinations, expected to be conducted over the weekend.

The note on the door was the only note found.

Some media reports suggest the autopsies will confirm it was Keith Delong, the patriarch of the family, who ended his own life after killing his wife and adult children.

**Advertising ban sought**

By The Canadian Press

TORONTO — Retailers and advertisers are "pushing the envelope" when it comes to marketing sexually suggestive products to children at a time when there is a "staggering" level of child abuse and exploitation, Progressive Conservative Lisa MacLeod said Thursday as she introduced a bill to protect young people.

MacLeod, at 34 the youngest member of the Ontario legislature, said she wants to engage parents and politicians in a debate about media depictions of young people in sexual situations, and find ways to better protect kids from exposure to inappropriate images or products.

"Over the weekend, I went to go buy mittens for my daughter for the Christmas parade in my riding, and right beside the mittens were padded training bras," she said. "I think we're pushing the limit, so I want to start the discussion: what are parents comfortable with in this province?"

While some parents have complained

about miniskirts and high-heeled shoes being marketed to young girls, MacLeod cited companies like Bonne Bell that she said are trying to lure preschoolers with lip gloss that tastes like M&M's, Dr. Pepper and other kid-friendly flavours.

"A lot of marketers now are pushing the envelope, and I'm quite uncomfortable with it," she said.

"Having banned junk food in schools, pit bulls, and smoking with children in cars — under the guise of greater child protection — I think many members of the legislature would support (this) to protect children from sexualized marketing."

MacLeod said she wants to at least talk about all the dangers children face these days, including Internet luring and child pornography, and she feels the first target should be stronger rules to limit kids' exposure to sexual images in the media.

"Marketers right now are trying to reach out to our children. As a mother I see this every day," she said.



Ontario Energy Board Commission de l'énergie de l'Ontario

EB-2008-0190

**NOTICE OF APPLICATION AND WRITTEN HEARING FOR AN ELECTRICITY DISTRIBUTION RATE CHANGE**

Kenora Hydro Electric Corporation Ltd.

The Ontario Energy Board has received an application on November 3, 2008 under section 78 of the Ontario Energy Board Act, 1998, S.O. 1998, c.15 (Schedule B), seeking approval for changes to the rates that Kenora Hydro Electric Corporation Ltd. ("Kenora Hydro") charges for electricity distribution, to be effective May 1, 2009. The Board has assigned the application file number EB-2008-0190. The Board's decision on this application may have an effect on all of Kenora Hydro's customers. The application was filed under the Board's Guidelines for 2nd Generation Incentive Regulation, which provides for a mechanistic and formulaic adjustment to rates between cost of service applications.

Any change to the rates that Kenora Hydro charges for electricity distribution will be reflected in the delivery charges. Delivery charges are one of four regular items of electricity and general service customers' electricity bills and vary depending on the amount of electricity consumed.

Kenora Hydro indicates that if the application is approved as filed, a residential customer consuming 1,000 kWh per month would experience 5.1% increase in their delivery charges. This is an approximate \$1.48 increase per month on their bill. A small general service customer consuming 2,000 kWh per month and having a monthly demand of 50 kW or lower would experience an approximate 4.0% increase in their delivery charges. This is a \$1.77 increase per month on their bill.

**How to see Kenora Hydro's Application**

Copies of the application are available for inspection at the Board's office in Toronto and on its website, [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca), and at Kenora Hydro's office and may be on its website.

**How to Participate in the Rate Proceeding**

The Board intends to proceed with Kenora Hydro's rate change application by way of written hearing unless a party satisfies the Board that there is good reason for holding an oral hearing. If you object to a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any objections to a written hearing must be received by the Board and copied to the applicant at the addresses below no later than December 9, 2008. The Board will not be awarding costs in this matter.

Anyone who wishes information and material from the applicant that is in addition to the evidence filed with the Board and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to the applicant on or before December 23, 2008. The applicant shall file with the Board complete responses to the interrogatories and deliver them to all parties who asked interrogatories no later than January 6, 2009.

Anyone who wishes to make a submission on the application must file that written submission with the Board and deliver it to the applicant by January 20, 2009. If the applicant wishes to respond to the submission(s), the written response must be filed with the Board and delivered to all parties who made submissions by February 3, 2009.

**How to File Documents with the Board**

If you already have a user ID, please submit your interrogatories or submission through the Board's web portal at [www.err.oeb.gov.on.ca](http://www.err.oeb.gov.on.ca). Additionally, two paper copies are required. If you do not have a user ID, please visit the Board's website under e-filing and fill out a user ID password request. For instructions on how to file and naming conventions, please refer to the RESS Document Guidelines found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca), e-Filing Services. Those who do not have internet access are asked to submit their interrogatories or submission on a CD or diskette in PDF format, along with two paper copies. You may also send your submission by post or e-mail to the addresses below.

In responding to this Notice, please include Board file number EB-2008-0190 in the subject line of your e-mail or at the top of your document. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

**Need More Information?**

Further information on how to participate may be obtained by visiting the Board's website at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) or by calling our Consumer Relations Centre at 1-877-632-2727.

**IMPORTANT**

**IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE PROCEEDING IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.**

**ADDRESSES**

**The Board:**  
Post: Ontario Energy Board  
P.O. Box 2319 2300 Yonge St., 27th Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary  
Filing: [www.err.oeb.gov.on.ca](http://www.err.oeb.gov.on.ca)  
E-mail: [bcardsec@oeb.gov.on.ca](mailto:bcardsec@oeb.gov.on.ca)  
Tel: 1-888-632-6273 (toll free)  
Fax: 416-440-7656

**The Applicant:**  
Kenora Hydro Electric Corporation Ltd.  
215 Mellick Ave  
P.O. Box 2680  
Kenora ON P9N 3X8  
Attention: David Sinclair  
E-mail: [dsinclair@kenora.com](mailto:dsinclair@kenora.com)

DATED at Toronto, November 18, 2008

ONTARIO ENERGY BOARD

Original Signed by  
Kirsten Walli - Board Secretary



IMAGINE THE FREEDOM

Nothing boosts office morale like a happy dance.

SATURDAY'S JACKPOT IS

# \$9 MILLION

ESTIMATED

Visit [OLG.ca](http://OLG.ca) for Group Play tips and tools.

Know your limit, play within it!

