

2/9/2/09

To: ONTARIO ENERGY BOARD
Fax #: 1-416-440-7656
Re: HYDRO ONE NETWORK'S APPLICATION FOR AN
 ELECTRICITY TRANSMISSION REVENUE
 REQUIREMENT CHANGE.
Date: FEBRUARY 9, 2009.

FACSIMILE

RECEIVED

FEB 09 2009

**ONTARIO ENERGY BOARD
 OFFICE OF THE BOARD SECRETARY**

Pages: Three (3), including this cover sheet.

File No.: EB-2008-0272

Attention: Ms. KIRSTEN WALLI.

Dear Ms WALLY;

I am attaching the signed pages of the Form of Declaration of Undertaking that I requested in my letter dated January 20, 2009.

I made that request in order to gain access to the business plans of Hydro One Inc. for the years of 2009 and 2010.

In addition to these documents, I would also like ask for the business plans of HONI for the years of 2005, 2006 and 2007, if the BOARD has them on file. I need these to do an analysis of HONI's planned activities and associated costs versus their accomplishments as they are contained in the pre-filed evidence and as they support the answers to interrogatories.

Yours truly,

[Signature]
 Lewis J. Balogh.

LB./attachment

| OEB BOARD SECRETARY | |
|------------------------------|---|
| File No. <i>EB-2008-0272</i> | Sub File: <i>19</i> |
| Panel | <i>C.C. / P.V. / K.Q.</i> |
| Licensing | |
| Other | <i>E.Z. / N.M. / H.T. / N.M. V.B. / M.D. / M.M.</i> |
| 00/04 | |

From the desk of..

Lewis Balogh
 Owner
 Balogh Farms & Vineyard
 RR #3 Langton
 Silver Hill, Ontario Canada

519-875-4825
 Fax: 519-875-4318

Appendix D**Form of Declaration and Undertaking**

EB-2008-0272

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S. O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF a review of an application filed by
Hydro One Networks Inc. under section 78 of the *Ontario Energy
Board Act, 1998*, seeking changes to the uniform provincial
transmission rates.

DECLARATION AND UNDERTAKING

I, LEWIS J. BALOGH, am counsel of record or a consultant for

DECLARATION

I declare that:

1. I have read the *Rules of Practice and Procedure* of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
2. I am not a director or employee of a party to this proceeding for which I act or of any other person known by me to be a party in this proceeding.
3. I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
4. I understand that execution of this Declaration and Undertaking is a condition of an Order of the Board, that the Board may apply to the Superior Court of Justice to enforce it.

UNDERTAKING

I undertake that:

1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the Board.

3. I will not reproduce, in any manner, Confidential Information without the prior written approval of the Board. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
4. I will protect Confidential Information from unauthorized access.
5. I will, promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding:
 - (a) return to the Board Secretary, under the direction of the Board Secretary, all documents and materials in all media containing Confidential Information, including notes, charts, memoranda, transcripts and submissions based on such Confidential Information; or
 - (b) destroy such documents and materials and file with the Board Secretary a certification of destruction in the form prescribed by the Board pertaining to the destroyed documents and materials.

For this purpose, the end of this proceeding is the date on which the period for filing a review or appeal of the Board's final order in this proceeding expires or, if a review or appeal is filed, upon issuance of a final decision on the review or appeal from which no further review or appeal can or has been taken.

6. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking.

Dated at SILVER HILL this 9th day of FEBRUARY, 2009.

Signature:



Name:

LEWIS J. BALOGH

Company/Firm: BALOGH FARMS & VINEYARD

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