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November 9, 2009

BY EMAIL & COURIER

Ms. Kirsten Walli ^{12/11/09}
Board Secretary
Ontario Energy Board
2300 Yonge St, Suite 2701
Toronto ON M4P 1E4

EB-2009-0332

OEB BOARD RECORDS	
File No:	Sub File: 9
Panel	PN/CC
Licensing	M. Davies
Other	DC
00/04	

ONTARIO ENERGY BD

Dear Ms. Walli:

Board File No. EB-2009-0332
Horizon Utilities Corporation – Recovery of Forgone Revenue
Interrogatories of Energy Probe

Pursuant to Procedural Order No. 1, issued by the Board on October 23, 2009, please find attached two hard copies of the Interrogatories of Energy Probe Research Foundation (Energy Probe) in the EB-2009-0332 proceeding. An electronic version of this communication will be forwarded in PDF format.

Should you require additional information, please do not hesitate to contact me.

Yours truly,

David S. MacIntosh
Case Manager

cc: Indy Butany-DeSouza, Horizon Utilities Corporation (By email)
James Sidlofsky, Borden Ladner Gervais LLP (By email)
Peter Faye, Energy Probe Counsel (By email)
Intervenors of Record (By email)

Energy Probe Research Foundation 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

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Ontario Energy Board

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

AND IN THE MATTER OF an Application by Horizon
Utilities Corporation for an order or orders approving the
recovery of a Z factor commencing January 1, 2010.

**INTERROGATORIES OF
ENERGY PROBE RESEARCH FOUNDATION
("ENERGY PROBE")**

November 9, 2009

**HORIZON UTILITIES CORPORATION
APPLICATION FOR A Z FACTOR RECOVERY
EB-2009-0332**

**ENERGY PROBE RESEARCH FOUNDATION
INTERROGATORIES**

Interrogatory # 1

Ref: Manager's Summary, page 3

The evidence at Paragraph 1.8 states that the Applicant provided notice of its concerns regarding the announced shutdowns of three of its Large User Class to the Board by letter on December 23, 2008 and the consequences it anticipated. Further, it provided notice that a Z-factor claim might result.

- a) Please provide a copy of the letter referred to in Paragraph 1.8.**
- b) Did the Board reply to the letter referred to in Paragraph 1.8? If so, please provide a copy of the Board's reply to Horizon.**

Interrogatory # 2

Ref: Manager's Summary, pages 7 & 8

The evidence at Paragraph 2.7 states that, despite its plans to defer certain projects from 2009 until 2010, projects which are deemed prudent to defer, the Applicant will not achieve its maximum allowable return on equity.

- a) In which years does the Applicant believe that it will not reach its maximum allowable return on equity due to the loss of distribution revenue from the Subject Customer?**
- b) Has the Applicant projected the return on equity deficiency from maximum that it will suffer in each of the years referred to in (a) above?**