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BY E-MAIL

October 21, 2008

To: All Parties

**Re: November 5th Technical Conference
Niagara-on-the-Lake Hydro Inc.
Application for Approval of 2009 Electricity Distribution Rates
Board File No. EB-2008-0237**

On October 1, the Board issued Procedural Order No. 1 in the Niagara-on-the-Lake Hydro Inc. ("NOTL") application for approval of electricity distribution rates. In Procedural Order No. 1, the Board indicated that it would adopt a phased approach to the discovery process for this proceeding, including a first phase consisting of written interrogatories followed by a technical conference, which was to be held prior the filing of written interrogatory responses.

On October 17, the Board issued Procedural Order No. 2 that amended Procedural Order No. 1 by making the technical conference originally scheduled to take place as part of the first phase of the discovery process in this matter optional at the Applicant's request.

On October 20th, NOTL wrote to the Board to indicate that it does not wish to proceed with the technical conference that was scheduled for November 5th.

The Board has cancelled the technical conference that was scheduled to be held at 2300 Yonge Street, 25th floor, Toronto, Ontario in the Board's North Hearing Room on November 5, 2008.

At the completion of the first phase of the discovery process, the Board will determine whether further discovery, either in the form of a technical conference or further interrogatories, is required and whether to order that a settlement conference be held. Depending on the outcome of first phase of this proceeding, the Board will then determine whether to hold an oral hearing and will advise the parties accordingly.

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Yours truly,

Original signed by

Kirsten Walli
Board Secretary

cc: James Huntingdon, Niagara-on-the-Lake Hydro Inc.
All other parties