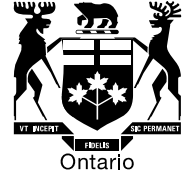


**Ontario Energy Board**  
P.O. Box 2319  
27th. Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Telephone: 416- 481-1967  
Facsimile: 416- 440-7656  
Toll free: 1-888-632-6273

**Commission de l'énergie de l'Ontario**  
C.P. 2319  
27e étage  
2300, rue Yonge  
Toronto ON M4P 1E4  
Téléphone; 416-481-1967  
Télécopieur: 416-440-7656  
Numéro sans frais: 1-888-632-6273



**BY E-MAIL ONLY**

December 11, 2008

Cameron McKenzie  
Horizon Utilities Corporation  
55 John Street North  
Hamilton ON L8G 5G5

**Letter of Direction - Amended**

Dear Mr. McKenzie:

**Re: Horizon Utilities Corporation  
2009 Incentive Regulation Mechanism (2009 IRM) Rate Application  
Board File Number EB-2008-0183**

Subsequent to the Board's review of your comments received on December 1, 2008, the Letter of Direction and Notice of Application and Written Hearing issued on November 27, 2008, are hereby cancelled. The Board has issued a replacement Notice of Application and Written Hearing ("Notice") dated December 11, 2008, relating to your rate application. Please note that you must publish this Notice within fourteen calendar days of the date of this letter. If publication is impossible within fourteen calendar days, you must inform the Board staff contact given at the bottom of this letter immediately.

You are directed:

- 1) To arrange immediately for the enclosed English version of the Notice, headed with the Ontario government logo and the words "Ontario Energy Board", to be published in one issue of the English language newspaper having the highest paid circulation, according to the best information available, in Horizon Utilities Corporation's service area. Publication must be complete within fourteen calendar days of the date of this letter;
- 2) To arrange immediately for the enclosed French version of the Notice headed with the Ontario government logo and the words "Commission de l'énergie de l'Ontario", to be published in one issue of the French language newspaper having the highest paid circulation, according to the best information available, in

Horizon Utilities Corporation's service area. Publication must be complete within fourteen calendar days of the date of this letter;

Please note that invoices regarding publication are not to be sent to the Board.

- 3) If Horizon Utilities Corporation is a host distributor, to immediately, and no later than the date of publication of the Notice, serve a copy of the Notice directly on its embedded distributor(s);
- 4) To file with the Board an affidavit proving publication and, where applicable, service of the Notice immediately thereafter.
  - a. The affidavit must be sworn by a commissioner of oaths which include, among others, a lawyer, a paralegal, some law clerks, and a student at law;
  - b. A copy of the notice of publication (i.e., the Notice published in the newspaper(s)) should also be added as an exhibit;
  - c. If applicable, a copy of the registered mail receipt or courier slip for the Notice served to the embedded distributor should be added as an exhibit.
- 5) To make a copy of the application and evidence, and any amendments thereto, available for public review at Horizon Utilities Corporation's office and on its website, if available; and,
- 6) To provide a copy of the application and evidence, and any amendments thereto, to any intervenor who requests a copy.

### **Board staff contact**

Please direct any questions relating to this application to John Vrantsidis, Policy Advisor at (416) 440-8122, or by e-mail at [John.Vrantsidis@oeb.gov.on.ca](mailto:John.Vrantsidis@oeb.gov.on.ca).

Yours truly,

*Original Signed By*

Kirsten Walli  
Board Secretary