

NEW BRUNSWICK ENERGY AND UTILITIES BOARD

IN THE MATTER OF an Application dated May 1, 2008 by the New Brunswick System Operator for the Approval of Changes to the Open Access Transmission Tariff.

ORDER

WHEREAS:

1. New Brunswick System Operator ("NBSO") is required pursuant to Section 111 of the *Electricity Act*, Chapter E-4.6, R.S.N.B., 1973, (the "Act") as amended to make Application to the New Brunswick Energy and Utilities Board (the "Board") for approval of changes to the Open Access Transmission Tariff (the "Tariff"); and
2. NBSO has filed an Application and supporting Evidence with the Board for approval of changes to the Tariff; and
3. NBSO has filed a request that the Board issue an Interim Order pursuant to Section 40 of the *Energy and Utilities Board Act*, Chapter E-9.18, R.S.N.B., 1973, approving changes to the Schedule 1 rates, to be effective from the date of such Interim Order until further Order of the Board; and
4. NBSO has filed an Affidavit in support of its request for an Interim Order.

NOW THEREFORE IT IS ORDERED THAT:

- a) A **Pre-Hearing Conference** shall be held on **June 4, 2008, commencing at 9:30** o'clock in the morning at the Delta Brunswick Hotel, Ballroom "C", Saint John, New Brunswick. A **public hearing** will be held on **June 11, 2008, commencing at 9:30** o'clock in the morning in the same location to consider the Motion. Intervenors and the Applicant should attend the Pre-Hearing Conference to make representations to the Board with respect to ;
 - the date of the public hearing to consider the application;
 - the procedure to be followed prior to and at each of the two public hearings; and

- any other matters in respect thereto.
- b) The Application, supporting Evidence, and the Affidavit in support of the Motion for an interim order, as well as a copy of the Board's Order, shall be placed on file for examination by interested Parties, during normal business hours in the offices of the Board and in the Applicant's business office.
- c) A copy of the documents filed in respect of this matter may be obtained by contacting Mr. Norm Seely, New Brunswick System Operator, 77 Canada Street, Fredericton, New Brunswick, E3A 3Z3, (506) 443-6516, by e-mail at norm.seely@nbso.ca by fax to (506) 458-4626 or by visiting the following website www.nbso.ca
- d) Anyone intending to intervene in this proceeding, must notify the Board at the address below and the Applicant at the address above, in writing on or before noon on the 26th day of May 2008 as follows:
- Stating whether they wish to have formal or informal status;
 - Indicating their choice of language for the hearing;
 - Providing the reason for the nature of the proposed intervention; and
 - Setting out the name of the person and any authorized representative of the person and the mailing address, civic address, e-mail address, telephone number, and any other telecommunications numbers of the person or the person's authorized representative.
- e) A Notice in substantially the form attached hereto marked "A" be published, in either the English or French language as may be appropriate having regard to the principal language of publication, twice in each of the following New Brunswick newspapers:

<u>Dailies</u>	<u>Location</u>
L'Acadie Nouvelle	Caraquet
The Daily Gleaner	Fredericton
The Telegraph Journal	Saint John
Times-Transcript	Moncton

and once in each of the following newspapers:

<u>Weeklies</u>	<u>Location</u>
The Bugle Observer	Woodstock
Hebdo Chaleur	Bathurst

Weeklies (Cont'd)

Location

Kings County Record	Sussex
L'Aviron	Campbellton
Le Madawaska	Edmundston
Miramichi Leader	Miramichi
Northern Light	Bathurst
Post Gazette	Oromocto
Sackville Tribune-Post	Sackville
Saint Croix Courier	St. Stephen
The/La Cataracte	Grand Falls
Tribune	Campbellton
Victoria County Record	Perth-Andover

on or before the 14th day of May, 2008.

DATED at the City of Saint John, New Brunswick, this 5th day of May, 2008.

BY THE BOARD



Lorraine R. Légère
Secretary
New Brunswick Energy and Utilities Board
P.O. Box 5001, 15 Market Square
Saint John, NB E2L 4Y9
Tel: (506) 658-2504
Fax: (506) 643-7300
Website: www.nbeub.ca
Email: general@nbeub.ca and
lrlegere@nbeub.ca