



Equatorial Energia S.A.

Publicly-held Company

Corporate Taxpayer's ID (CNPJ/MF): 03.220.438/0001-73

MATERIAL FACT

Pursuant to Law 6404/76 and CVM Instruction 358/2002, Equatorial Energia S.A. ("Company") , hereby informs the market that, as announced on the Material Fact released in November 7, 2008, the Sponsored Depositary Receipt (ADR) program has been approved by the CVM and the U.S Securities Exchange Commission (SEC) and is effective as of today, December 19.

Citibank N.A. ("Citibank") will be the depositary institution in the United States. Initially, the certificates will be issued at the ratio of 1 (one) Depositary Share for every 1 (one) common share.

The Company would also like to make it clear that this operation does not represent a capital increase or involve the issue of new shares by the Company.

Rio de Janeiro, December 19, 2008

Eduardo Haiama
CFO and IRO