



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, on November 07, 2008, it filed an official request with the Brazilian Securities and Exchange Commission ("CVM") for the registration of a Level 1 Sponsored Depositary Receipt (ADR) Program involving the trading of securities pegged to the Company's common shares on the U.S. market, as approved by the Board of Directors Meeting of October 8, 2008.

Citibank NAB ("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 ADRs may be traded on the U.S. over-the-counter market as soon as the program is approved by the CVM and the U.S. Securities and Exchange Commission (SEC).

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, November 07, 2008

Carlos Augusto Piani
CFO and IRO
(temporarily)