



EB-2018-0218

Hydro One Sault Ste. Marie LP

**Application for electricity transmission revenue
requirement beginning January 1, 2019 and related
matters**

**PROCEDURAL ORDER NO. 1
October 5, 2018**

Hydro One Sault Ste. Marie LP (Hydro One SSM) filed an application with the Ontario Energy Board (OEB) on July 26, 2018 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), and under the *OEB's Filing Requirements for Electricity Transmission Applications* (Filing Requirements), seeking approval for changes to its electricity transmission revenue requirement to be effective January 1, 2019 and related matters.

A Notice of Hearing was issued on September 5, 2018. Each of Association of Major Power Consumers in Ontario (AMPCO), Energy Probe Research Foundation (Energy Probe), Independent Electricity System Operator (IESO), Power Workers' Union (PWU), School Energy Coalition (SEC), and Vulnerable Energy Consumers Coalition (VECC) applied for intervenor status. AMPCO, Energy Probe, SEC, and VECC also applied for cost eligibility.

No objection was received from Hydro One SSM.

AMPCO, Energy Probe, IESO, PWU, SEC, and VECC are approved as intervenors. The list of parties in this proceeding is attached as Schedule A to this Procedural Order. AMPCO, Energy Probe, SEC, and VECC are eligible to apply for an award of costs under the OEB's *Practice Direction on Cost Awards*.

Cost eligible intervenors should be aware that the OEB will not generally allow the recovery of costs for the attendance of more than one representative of any party, unless a compelling reason is provided when cost claims are filed.

Being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

Confidentiality

Hydro One SSM is requesting confidential treatment for the working papers associated with the study titled “Recommended CIR Parameters and Productivity Comparisons” at Exhibit D/Tab 1/ Schedule 1/Attachment 1. Hydro One SSM states that the working papers should receive confidential treatment because they contain commercially sensitive data and commercially sensitive third party data.

In accordance with the OEB’s *Practice Direction on Confidential Filings*, Hydro One SSM has filed an un-redacted version of the working papers and provided a description of the materials for which confidential treatment is sought.

At this time, provision will be made for the filing of submissions on Hydro One SSM’s request for confidentiality. As an interim measure, counsel and consultants for intervenors that wish to make submissions on the request for confidentiality shall be granted access to the un-redacted material provided they have executed the OEB’s Declaration and Undertaking, subject to the provisions below regarding objections to a Declaration and Undertaking. The signed Declaration and Undertaking shall be filed with the OEB and a copy shall be delivered to Hydro One SSM.

If Hydro One SSM objects to a Declaration and Undertaking, the objection shall be filed with the OEB and copied to the relevant party within 5 days from the receipt of the Declaration and Undertaking. The relevant party shall file its reply, if any, with the OEB and deliver a copy to Hydro One SSM, within 5 days from the receipt of the objection.

Interrogatories

At this time, provision will be made for written interrogatories.

Parties should not engage in detailed exploration of items that do not appear to be material. Parties should use the materiality thresholds documented in Chapter 2 of the Filing Requirements as a guide. In making its decision on cost awards, the OEB will

consider whether intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues.

Parties should consult sections 26 and 27 of the *OEB's Rules of Practice and Procedure* regarding required naming and numbering conventions and other matters related to interrogatories.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. If an intervenor's counsel or consultant wishes to request the un-redacted documents for which Hydro One SSM requests confidential treatment, they shall file their request by **October 11, 2018**, together with an executed copy of OEB's Declaration and Undertaking, with respect to confidentiality, in accordance with the OEB's *Practice Direction on Confidential Filings*. The executed Declaration and Undertaking shall be filed with the OEB and a copy shall be delivered to Hydro One SSM.
2. If Hydro One does not object to a Declaration and Undertaking, it shall provide the un-redacted documents for which it requests confidential treatment to OEB staff or intervenors who execute the OEB's Confidentiality Declaration and Undertaking by **October 16, 2018**.
3. If Hydro One SSM objects to a Declaration and Undertaking, the objection shall be filed with the OEB and copied to the relevant party by **October 16, 2018**.
4. The relevant party shall file its reply, if any, with the OEB and deliver a copy to Hydro One SSM, by **October 22, 2018**.
5. If OEB staff or intervenors wish to file written submissions on Hydro One SSM's request for confidentiality, they shall file their respective submissions with the OEB and serve them on Hydro One SSM and all other parties by **October 24, 2018**.
6. Hydro One SSM shall file its reply submission, if any, with the OEB and serve it on all other parties by **October 31, 2018**.
7. OEB staff shall request any relevant information and documentation from Hydro One SSM that is in addition to the evidence already filed, by written

interrogatories filed with the OEB and served on all parties by **November 16, 2018**.

8. Intervenors shall request any relevant information and documentation from Hydro One SSM that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by **November 20, 2018**.
9. Hydro One SSM shall file with the OEB complete written responses to all interrogatories and serve them on all intervenors and OEB staff by **December 7, 2018**.

All filings to the OEB must quote the file number, EB-2018-0218, be made in searchable / unrestricted PDF format electronically through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed at the OEB's address provided below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.oeb.ca/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Registrar at the address below, and be received no later than 4:45 p.m. on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Fiona O'Connell at Fiona.OConnell@oeb.ca and OEB Counsel, James Sidlofsky, at James.Sidlofsky@oeb.ca.

ADDRESS

Ontario Energy Board
P.O. Box 2319
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Attention: Registrar

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Fax: 416-440-7656

DATED at Toronto, **October 5, 2018**

ONTARIO ENERGY BOARD

By delegation, before: Rudra Mukherji

Original signed by

Rudra Mukherji
Acting Manager, Registrar

SCHEDULE A
HYDRO ONE SAULT STE. MARIE LP
EB-2018-0218
PROCEDURAL ORDER No. 1
OCTOBER 5, 2018
LIST OF APPLICANT AND INTERVENORS

Hydro One Sault Ste. Marie LP
EB-2018-0218

APPLICANT & LIST OF INTERVENORS

October 05, 2018

APPLICANT

Rep. and Address for Service

**Hydro One Sault Ste. Marie
Inc. on Behalf of Hydro One
Sault Ste. Marie LP**

Linda Gibbons

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INTERVENORS

Rep. and Address for Service

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APPLICANT & LIST OF INTERVENORS

October 05, 2018

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APPLICANT & LIST OF INTERVENORS

October 05, 2018

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APPLICANT & LIST OF INTERVENORS

October 05, 2018

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