



EB-2008-0401

IN THE MATTER OF the *Ontario Energy Board Act 1998*,
S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF an application by Toronto Hydro-
Electric System Limited for recovery of amounts related to
Conservation and Demand Management activities.

PROCEDURAL ORDER NO. 1

Toronto Hydro-Electric System Limited ("Toronto Hydro" or "the Applicant") has filed an application with the Ontario Energy Board (the "Board"), received on December 15, 2008, under the Ontario Energy Board Act, 1998, S.O. 1998, c. 15, Schedule B for an order granting approval and recovery of amounts related to new and ongoing Conservation and Demand management ("CDM") activities in 2007 associated with the Lost Revenue Adjustment Mechanism ("LRAM") and Shared Savings Mechanism ("SSM").

Notice of Application was served and published as directed by the Board.

As a result of the Notice of Application being published, Energy Probe Research Foundation ("Energy Probe"), Schools Energy Coalition ("SEC") and Pollution Probe requested intervenor status and requested eligibility for an award of costs while Hydro One Networks Inc. ("Hydro One") requested observer status. Subject to Toronto Hydro's right to object, the Board grants the intervention requests and costs eligibility to Energy Probe, SEC and Pollution Probe, and the observer request to Hydro One.

The Board has determined that it is necessary to make the following provisions related to this proceeding:

THE BOARD ORDERS THAT:

1. Intervenors and Board Staff who wish information and material from the Applicant that is in addition to the evidence filed with the Board shall request it by written interrogatories filed with the Board, and delivered to the Applicant on or before, Thursday, May 21, 2009.
2. All interrogatories and responses must include a reference to the section of the application which identifies the specific evidence on which the interrogatory is based.
3. The Applicant shall file with the Board complete responses to the interrogatories and deliver them to the Intervenors no later than Thursday, June 4, 2009.

If you have a user ID, please submit your interrogatories or submission through the Board's web portal at www.errr.oeb.gov.on.ca in searchable/unrestricted PDF format. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca. You may also send your submission by e-mail to the following address: boardsec@gov.on.ca. Additionally, two paper copies are required and should be sent to the addresses below. Those who do not have Internet access are asked to submit their interrogatories or submissions on a CD or diskette in PDF format, along with three paper copies by 4:00pm on the date indicated, and copy all parties. Parties must also include the Case Manager, Josh Wasylyk josh.wasylyk@oeb.gov.on.ca and Board Counsel, Michael Millar michael.millar@oeb.gov.on.ca on all electronic correspondence related to this case.

DATED at Toronto May, 7, 2009.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

**TORONTO HYDRO-ELECTRIC SYSTEM LIMITED
RECOVERY OF AMOUNTS RELATED TO CONSERVATION
AND DEMAND MANAGEMENT
EB-2008-0401**

APPLICANT AND LIST OF INTERVENORS

May 7, 2009

Applicant

Rep. and Address for Service

Toronto Hydro-Electric System
Limited

Mr. Glenn Winn
Manager, Regulatory Applications &
Compliance
Toronto Hydro-Electric System Ltd.
14 Carlton Street
Toronto ON M5B 1K5
Tel: 416-542-2517
Fax: 416-542-2776
Email: gwinn@torontohydro.com

Intervenors

Rep. and Address for Service

**Energy Probe Research
Foundation**

David S. MacIntosh
c/o Energy Probe
225 Brunswick Ave.
Toronto ON M5S 2M6
Tel: 416-964-9223 ext. 235
Fax: 416-964-8239
Email: davidmacintosh@nextcity.com

AND

Peter T. Faye
Barrister and Solicitor
42 Eastwood Crescent
Markham, ON L3P 5Z7
Tel: 905-294-2013
Email: pfaye@rogers.com

AND

Norman Rubin
Energy Probe
478 Brunswick Avenue
Toronto ON M5R 2Z5
Tel: 416-964-3761
Email: normanrubin@nextcity.com

Pollution Probe

Mr. Basil Alexander
Counsel for Pollution Probe
Klippensteins
Barristers & Solicitors
160 John Street, Suite 300
Toronto ON M5V 2E5
Tel: 416-598-0288
Fax: 416-598-9520
Email: basil.alexander@klippensteins.ca

AND

Mr. Cory Wanless
Student-at-Law
160 John Street, Suite 300
Klippenstein
Toronto ON M5V 2E5
Tel: 416-926-1907
Fax: 416-926-1601
Email: cory.wanless@klippensteins.ca

AND

Mr. Jack Gibbons
Consultant for Pollution Probe
Public Interest Economics
625 Church Street, Suite 402
Toronto ON M4Y 2G1
Tel: 416-926-1907 ext 240
Fax: 416-926-1601
Email: jgibbons@pollutionprobe.org

**School Energy Coalition
(Schools)**

Mr. John De Vellis
Counsel for Schools
Shibley Righton LLP
250 University Avenue, Suite 700
Toronto ON M5H 3E5
Tel: 416-214-5224
Fax: 416-214-5424
Email: john.devellis@shibleyrighton.com

AND

Mr. Bob Williams
Co-ordinator
Ontario Education Services Corporation
c/o Ontario Public School Boards
Association
439 University Avenue, 18th Floor
Toronto ON M5G 1Y8
Tel: 416-340-2540
Fax: 416-340-7571
Email: bwilliams@opsba.org

**TORONTO HYDRO-ELECTRIC SYSTEM LIMITED
RECOVERY OF AMOUNTS RELATED TO CONSERVATION
AND DEMAND MANAGEMENT
EB-2008-0401**

APPLICANT AND LIST OF OBSERVERS

May 7, 2009

Applicant

Rep. and Address for Service

Toronto Hydro-Electric System
Limited

Mr. Glenn Winn
Manager, Regulatory Applications &
Compliance
Toronto Hydro-Electric System Ltd.
14 Carlton Street
Toronto ON M5B 1K5
Tel: 416-542-2517
Fax: 416-542-2776
Email:regulatoryaffairs@torontohydro.com

Observers

Rep. and Address for Service

Hydro One Networks Inc.

Ms. Anne-Marie Reilly
Regulatory Coordinator
Hydro One Networks Inc.
483 Bay Street
8th Floor, South Tower
Toronto ON M5G 2P5
Tel: 416-345-6482
Fax: 416-345-5866
Email: regulatory@HydroOne.com