



EB-2007-0713

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 Hydro Ottawa Limited for an Order or Orders approving just and reasonable rates and other service charges for the distribution of electricity, effective May 1, 2008.

PROCEDURAL ORDER No.1

Hydro Ottawa Limited filed an application with the Ontario Energy Board, received on September 19, 2007 under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the distribution rates that Hydro Ottawa Limited charges for electricity distribution, to be effective May 1, 2008. The Board has assigned the application file number EB-2007-0713. The Board issued a Notice of Application and Hearing dated October 5, 2007.

In response to the notice, certain intervenors argued for an oral hearing. One intervenor suggested that certain issues may be dealt with by way of written hearing.

The Board is of the view that many of the issues in this application can be decided by way of written hearing. In that regard, the Board will make provision for a meeting to enable all parties to identify issues that can be dealt with in writing, and any issues that they believe must be dealt with by way of oral hearing.

The Board notes that the applicant is seeking a unique adjustment mechanism for capital expenses, the “capital adjustment factor”. The Board cautions the applicant that the question of whether the Board should consider an adjustment mechanism other than the rate adjustment to be developed as part of the third generation incentive rate mechanism remains an issue in this case, along with the specific details of the applicant’s proposal.

Please be aware that this procedural order may be amended, and further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. Parties who wish information and material from the applicant that is in addition to the evidence filed with the Board, and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to the applicant on or before November 13, 2007. A list of intervenors is attached as Appendix A to this order.
2. The applicant shall file with the Board complete responses to the interrogatories and deliver them to the intervenors no later than Monday, November 30, 2007.
3. A meeting involving intervenors, Board staff and the applicant will be convened on December 5, 2007 starting at 9:30 a.m. in the Board’s hearing room on the 25th Floor at 2300 Yonge Street, Toronto, to identify the issues that should be dealt with either in writing or by way of oral hearing. Parties shall submit such issue identification by December 7, 2007.

4. All filings to the Board must quote file number EB-2007-0713, be made through the Board's web portal at www.errr.oeb.gov.on.ca, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca. If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.
5. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

DATED at Toronto, October 29, 2007

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli,
Board Secretary

Addresses

The Board:

Post:

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON
M4P 1E4
Attention: Board Secretary

Filings : www.errr.oeb.gov.on.ca
E-mail: Boardsec@oeb.gov.on.ca

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

The Applicant:

Hydro Ottawa Limited
3025 Albion Road North
P.O. Box 8700
Ottawa ON
K1G 3S4
Attention: Lynne Anderson

E-mail: lynneanderson@hydroottawa.com

Tel: 613 738-5499x527
Fax: 613 738 5485

Counsel for the Applicant:

Mr. Jerry Farrell and
Ms Helen T. Newland
Fraser Milner Casgrain LLP
Suite 3900
1 First Canadian Place
100 King Street West
Toronto ON
M5X 1B2
E-mail: jerry.farrell@fmc-law.com;
helen.newland@fmc-law.com

Appendix 'A'

List of Intervenors

**Hydro Ottawa Limited
EB-2007-0713**

October 29, 2007

**EB-2007-0713
Hydro Ottawa Limited**

List of Applicant and Intervenors

Updated – October 26, 2007.

Applicant	Rep. and Address for Service
Hydro Ottawa Limited	<p>Ms. Lynne Anderson Chief Regulatory Affairs & Government Relations Officer 3025 Albion Road N. P. O. Box 8700 Ottawa ON K1G 3S4</p> <p>Tel: 613-738-5499 Ext. 527 Fax: 613-738-5485 Email: lynneanderson@hydroottawa.com</p>
Counsel for Applicant	<p>Rep. and Address for Service</p> <p>Jerry Farrell Fraser Milner Casgrain LLP First Canadian Place, Ste. 3900 100 King Street West Toronto ON M5X 1B2</p> <p>Tel: 416-863-4384 Fax: 416-863-4592 Email: jerry.farrell@fmc-law.com</p>
AND	<p>Helen T. Newland Fraser Milner Casgrain LLP First Canadian Place, Ste. 3900 100 King Street West Toronto ON M5X 1B2</p> <p>Tel: 416-863-4471 Fax: 416-863-4592 Email: helen.newland@fmc-law.com</p>

Intervenor	Rep. and Address for Service
1. Consumer Council of Canada (CCC)	Robert B. Warren Weir Foulds LLP The Exchange Tower Suite 1600 P. O. Box 480 130 King Street West Toronto ON M5X 1J5 Tel: 416-947-5075 Fax: 416-365-1876 Email: rwarren@weirfoulds.com
AND	Julie Girvan Consultant 2 Penrose Road Toronto ON M4S 1P1 Tel: 416-322-7936 Fax: 416-322-9703 Email: jgirvan@ca.inter.net
2. Energy Probe Research Foundation	Thomas Adams 225 Brunswick Avenue Toronto ON M5S 2M6 Tel: 416-964-9223 ext. 239 Fax: 416-964-8239 Email: TomAdams@nextcity.com
AND	David S. MacIntosh 225 Brunswick Avenue Toronto ON M5S 2M6 Tel: 416-964-9223 ext. 235 Fax: 416-964-8239 Email: DavidMacIntosh@nextcity.com

Intervenor	Rep. and Address for Service
3. PowerStream Inc.	<p>Sarah Griffiths Manager of Regulatory Affairs and Governmental Relations 2800 Rutherford Road Vaughan ON L4K 2N9</p> <p>Tel: 905-417-6900 x 8138 Fax: 905-303-2006 Email: sarah.griffiths@powerstream.ca</p>
4. School Energy Coalition	<p>Bob Williams Ontario Education Services Corporation C/o Ontario Public School Boards Association Coordinator 439 University Avenue, 18th Floor Toronto ON M5G 1Y8</p> <p>Tel: 416-340-2540 Fax: 416-340-7571 Email: bwilliams@opsba.org</p>
AND	<p>John De Vellis Counsel Shibley Righton LLP Barristers & Solicitors 250 University Avenue, Ste. 700 Toronto ON M5H 3E5</p> <p>Tel: 416-214-5224 Fax: 416-214-5424 Email: john.devellis@shibleyrighton.com</p>
AND	<p>Rachel Chen Principal Consultant Institutional Energy Analysis, Inc. 250 University Avenue, Ste. 700 Toronto ON M5H 3E5</p> <p>Tel: 416-214-5218 Fax: 416-214-5418 Email: Rachel.chen@ieai.ca</p>

Intervenors	Rep. and Address for Service
5. Vulnerable Energy Consumers Coalition (VECC)	Michael Buonaguro Counsel Public Interest Advocacy Centre 34 King Street East, Ste. 1102 Toronto ON M5C 2X8 Tel: 416-767-1666 Fax: 416-348-0641 Email: mbonaguro@piac.ca
AND	Bill Harper Econalysis Consulting Services 34 King Street East, Ste. 1102 Toronto ON M5C 2X8 Tel: 416-348-0193 Fax: 416-348-0641 Email: bharper@econalysis.ca

Appendix 'B'

List of Observors

**Hydro Ottawa Limited
EB-2007-0713**

October 29, 2007

EB-2007-0713
Hydro Ottawa Limited

List of Applicant and Observer

Applicant	Rep. and Address for Service
Hydro Ottawa Limited	Ms. Lynne Anderson Chief Regulatory Affairs & Government Relations Officer 3025 Albion Road N. P. O. Box 8700 Ottawa ON K1G 3S4 Tel: 613-738-5499 Ext. 527 Fax: 613-738-5485 Email: lynneanderson@hydroottawa.com

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	Jerry Farrell Fraser Milner Casgrain LLP First Canadian Place, Ste. 3900 100 King Street West Toronto ON M5X 1B2 Tel: 416-863-4384 Fax: 416-863-4592 Email: jerry.farrell@fmc-law.com

AND	Helen T. Newland Fraser Milner Casgrain LLP First Canadian Place, Ste. 3900 100 King Street West Toronto ON M5X 1B2 Tel: 416-863-4471 Fax: 416-863-4592 Email: helen.newland@fmc-law.com
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Observer	Rep. and Address for Service
1. Carleton Condominium Corporation (CCC_25)	Stan Canniff Property Manager C.C.C. # 25 2000 Jasmine Crescent Ottawa ON K1J 8K4 Tel: 613-741-3401 Fax: 613-741-3401 E-Mail: manager@ccc25.com