



EB-2009-0408

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 Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP seeking changes to the uniform provincial transmission rates for 2010.

PROCEDURAL ORDER NO. 3

Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP ("GLPT") filed an application with the Ontario Energy Board (the "Board") on November 30, 2009 under section 78 of the *Ontario Energy Board Act, 1998*, 1998 S.O. c.15, (Schedule B). GLPT is seeking approval for changes to the uniform provincial transmission rates ("UTR") that GLPT (and other transmitters) charge for electricity transmission, to be effective January 1, 2010. The Board has assigned Board file number EB-2009-0408 to the Rate Application.

GLPT has also filed an application with the Board on November 27, 2009 requesting that a deferral account be granted for the purposes of recording capital expenditures as well as operation, maintenance and administration expenses related to renewable generation connection, system planning, and infrastructure investment arising from the *Green Energy and Green Economy Act, 2009* (the "Deferral Account Application"). The Board has assigned Board file number EB-2009-0409 to the Deferral Account Application.

Following issuance of the Notice of Applications and Combined Hearing dated December 31, 2009, six interventions were granted. The list of intervenors is attached as Appendix A to this Order.

On January 29, 2010 the Board issued Procedural Order No. 1 and Interim Rate Decision. In regard to the Rate Application, the Order included a schedule for procedural steps with deadlines (the "Procedural Schedule"), calling for interrogatory responses by the Applicant no later than March 3, 2010, and filing of evidence by intervenors and Board staff by March 10, 2010. The applicant filed its interrogatory responses on March 3, 2010 accompanied by a request for confidential treatment of

certain information included in GLPT's response to two Board staff interrogatories (the "Requested Confidential Information").

To deal with GLPT's Requested Confidential Information, on March 10, 2010 the Board issued Procedural Order No. 2. In that Order the Board designated the Requested Confidential Information as confidential, on an interim basis. That Order also provided that counsel for intervenors may have access to the Requested Confidential Information after signing the Board's Declaration and Undertaking. The Order set out a schedule for submissions on the issue of confidentiality.

Regarding GLPT's March 3, 2010 responses to interrogatories in the Rates Application, the Board has decided to allow parties an opportunity to file supplemental interrogatories to address responses which are unclear or which require further explanation. The Board will make provision for a technical conference, although this may be cancelled if it is determined there is no need to have one.

Please be aware that further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. Intervenors and Board staff who wish to clarify or further probe interrogatory responses may do so by written interrogatories filed with the Board and delivered to the GLPT no later than Friday, March 26, 2010.
2. GLPT shall file with the Board complete responses to all interrogatories and deliver them to the intervenors no later than Friday, April 9, 2010.
3. A transcribed Technical Conference will be held on April 14, 2010 at the Board's offices.
4. If you already have a user ID, please submit all filings to the Board noted in this Procedural Order through the Board's web portal at www.errr.oeb.gov.on.ca. Additionally, two paper copies are required. If you do not have a user ID, please visit the Board's website under e-filings and fill out a user ID password request. For instructions on how to submit and naming conventions please refer to the RESS Document Guidelines found at www.oeb.gov.on.ca, e-Filing Services. The Board also accepts interventions by e-mail, at the address below, and again, two additional paper copies are required. Those who do not have internet access are

required to submit their intervention request on a CD or diskette in PDF format, along with two paper copies.

DATED at Toronto on March 18, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

**Appendix A
To
Procedural Order No. 3
March 18, 2010**

(EB-2009-0408)

List of Intervenors for the two Applications

**Great Lakes Power Transmission LP
Rate Application (2010 Test Year)- EB-2009-0408
Deferral Account Application - EB-2009-0409**

EB-2009-0408

APPLICANT & LIST OF INTERVENORS

March 18, 2010

APPLICANT

Rep. and Address for Service

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Transmission Inc.**

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EB-2009-0408

APPLICANT & LIST OF INTERVENORS

- 2 -

March 18, 2010

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EB-2009-0408

APPLICANT & LIST OF INTERVENORS

- 3 -

March 18, 2010

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EB-2009-0408

APPLICANT & LIST OF INTERVENORS

- 4 -

March 18, 2010

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EB-2009-0408

APPLICANT & LIST OF INTERVENORS

- 5 -

March 18, 2010

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