

April 9, 2010

**CONFIDENTIAL**  
**COURIER**

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

Attention: Ms. K. Walli, Board Secretary

Dear Ms. Walli:

**Re: Great Lakes Power Transmission LP - Application for 2010 Transmission Rates (EB-2009-0408) - Applicant Supplemental Interrogatory Responses - Request for Confidential Treatment of Information**

We are counsel to Great Lakes Power Transmission LP ("GLPT"), applicant in the above-noted proceeding. In accordance with Procedural Order #3 in EB-2009-0408, GLPT has filed its responses to supplemental interrogatories from Board Staff, SEC and VECC on April 9, 2010. The requests made in Board Staff Supplemental Interrogatories 17(i), 17(iii) and School Energy Coalition 6(b) require GLPT to provide information that GLPT regards as being of a confidential nature. As such, GLPT is filing these materials in accordance with Rule 10 of the *Rules of Practice and Procedure* and the Board's *Practice Direction on Confidential Filings*.

Please note that in a Decision and Order on Confidentiality of Information in this proceeding dated March 31, 2010, the Board has already declared as confidential certain other information that was filed in support of the initial round of interrogatories.

**1. Request**

In accordance with Rule 10, GLPT is requesting that the following additional information be treated as confidential:

- all appendices referred to in GLPT's response to Board Staff Supplemental Interrogatories #17(i) (See **Attachment "A"**) and (iii) (See **Attachment "B"**), and
- a portion of GLPT's response to SEC Supplemental Interrogatory 6(b) (See **Attachment "C"**).

**2. Non-Confidential Description**

For the non-confidential description of the information for which GLPT seeks confidential treatment, please refer to GLPT's responses to Board Staff Supplemental Interrogatories 17 (i) and (iii), as well as SEC Supplemental Interrogatory 6(b).

### 3. **Reasons for Confidentiality Request**

The request made in **Board Staff Supplemental Interrogatory #17(i)** is that GLPT file the audited financial statements for the corporation that owned the GLPL Transmission division for the 2006, 2007 and 2008 tax years. In making this request, Board Staff notes that "if the audited financial statements are viewed as confidential by the Applicant, please state exactly where in the audited financial statements that competitive information is being disclosed." GLPT regards these audited financial statements, in their entirety, as being confidential. This is because the requested financial statements, together with the tax information filed in this proceeding and other information that is already on the public record, could be used to determine amounts related to non-regulated businesses where such information is commercially sensitive in nature.

The request made in **Board Staff Supplemental Interrogatory #17(iii)** is that GLPT file the audited financial statements for its partners GLPT Inc. and BIH (Canada) Inc. for the 2006, 2007 and 2008 tax years. In making this request, Board Staff notes that "if the audited financial statements are viewed as confidential by the Applicant, please state exactly where in the audited financial statements that competitive information is being disclosed." In GLPT's non-confidential response to this request, GLPT explain as follows:

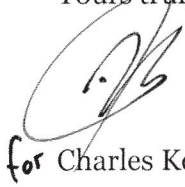
*GLPT Inc. and BIH (Canada) Inc. had no income from transmission activities in 2006 and 2007. As such, GLPT has not included financial statements for that period. There are no audited financial statements which accompanied the tax returns in 2008. The partners prepared an income reconciliation form that was provided with the 2008 income tax returns.*

GLPT is requesting confidential treatment of the above-referenced income reconciliation form. This is because the form contains direct information on the profitability of a non-partnership interest, which is commercially sensitive in nature.

The request made in **SEC Supplemental Interrogatory #6(b)** is for an estimate of the actual tax payable by each of the partners of GLPT LP for each of 2009 and 2010. While GLPT has been able to file the majority of its response as non-confidential information, the portion of the response which provides an estimate of tax payable by BIH (Canada) Inc., which includes tax payable on income earned through its non-regulated business, is regarded as confidential. This is because the information provides forward-looking information relating to a non-regulated business.

A copy of this letter without the confidential Attachments "A", "B" or "C" has been provided to all parties to EB-2009-0408.

Yours truly,

A handwritten signature in black ink, appearing to be 'C. Keizer', written over the words 'for Charles Keizer'.

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**cc:** A. McPhee, GLPT  
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