



EB-2010-0193

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 an order or orders approving just and reasonable rates and other charges for electricity distribution to be effective May 1, 2011.

PROCEDURAL ORDER NO. 2

Toronto Hydro-Electric System Limited ("Toronto Hydro") has filed an application with the Ontario Energy Board, (the "Board"), received on May 14, 2010, under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B), seeking approval for changes to the rates that Toronto Hydro charges for electricity distribution, to be effective May 1, 2011.

The application is for recovery of approved contact voltage remediation costs arising out of the Board's Decision on Toronto Hydro's EB-2009-0243 application for recovery of these costs.

The Board issued a Notice of Application and Hearing and Procedural Order No. 1 dated June 4, 2010, which, among other matters, set dates for the filing of interrogatories by intervenors and Board staff and responses by Toronto Hydro. These were due July 14, 2010.

The Board has now reviewed the responses to the interrogatories provided by Toronto Hydro. Based on this review, the Board has determined that it requires additional information to that provided by Toronto Hydro in its responses in order to complete the record of this proceeding.

Specifically, Board staff interrogatory #3(b) requested that Toronto Hydro provide breakdowns of 2009 Monthly Controllable Expenses and the 2009 Capital Budget. Toronto Hydro responded that it did not have any monthly audited financial data and, as such, did not provide the breakdowns. The Board does not require monthly audited financial data, but does require the monthly breakdowns of the annual data that is contained in the audited financial statements in the format requested in the Board staff interrogatory. The Board requires this information not only for the year 2009, as requested in the interrogatory, but also for the years 2007 and 2008.

Upon receipt of this information, the Board will issue a further Procedural Order outlining revised dates for the remainder of this proceeding.

THE BOARD THEREFORE ORDERS THAT:

1. Toronto Hydro will file with the Board the additional response to the interrogatory required by the Board and deliver it to the intervenors no later than **August 3, 2010**.
2. Any filings to the Board must quote file number EB-2010-0193, 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 in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.
3. 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.

ISSUED at Toronto, July 26, 2010.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary