



EB-2010-0209

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 PowerStream Inc. for an order or orders approving or fixing a just and reasonable distribution rates related to Smart Meter deployment, to be effective November 1, 2010.

PROCEDURAL ORDER No. 2

PowerStream Inc. ("PowerStream") filed an application ("the Application") on June 11, 2010 with the Ontario Energy Board (the "Board") under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) (the "Act"), seeking approval for certain smart meter costs related to its South rate zone.

The Board issued a Notice of Application and Hearing on June 28, 2010, and stated its intention to proceed with its review of this application by way of a written hearing. The Board issued Procedural Order No. 1 on July 27, 2010. The Board issued a Decision on Confidentiality on August 5, 2010 granting PowerStream's request for confidentiality on purchase, installation and service agreements between PowerStream and its suppliers. Board Staff filed interrogatories on August 9, 2010. VECC filed interrogatories on August 16, 2010. On August 20, 2010, PowerStream filed a letter requesting an extension for filing its responses to interrogatories by 6 days to August 31, 2010. The Board granted the request for extension by way of a letter issued August 25, 2010. PowerStream filed responses to all interrogatories on August 31, 2010.

The Board has determined that it will continue by way of a written hearing. The Board has decided to make provision for a round of supplemental interrogatories. After its review of the responses, the Board will allow for written submissions by Board staff and intervenors and reply submission by PowerStream. Please note that this Procedural Order may be amended and further procedural orders may be issued from time to time.

The allowance of supplemental interrogatories is to provide the opportunity to seek clarification or additional information pertaining to the initial interrogatory responses. The Board expects that all parties will make best efforts to frame supplementary interrogatories and submissions related to any material which is being held in confidence in a manner that will allow the supplemental interrogatories and submissions to be placed on the public record.

THE BOARD ORDERS THAT:

1. Board staff and intervenors shall request information and material from PowerStream that is in addition to PowerStream's responses to interrogatories filed on August 31, 2010 by September 8, 2010.
2. PowerStream shall file with the Board complete responses to all interrogatories and deliver them to the intervenors no later than September 15, 2010.
3. Board staff may file a submission with the Board and deliver it to PowerStream and intervenors no later than October 1, 2010.
4. Intervenors may file a submission with the Board and deliver it to PowerStream and all other intervenors no later than October 6, 2010.
5. PowerStream may file a reply submission addressing any issues raised in any submissions filed by Board staff or intervenors no later than October 13, 2010.

All filings to the Board must quote file number EB-2010-0209, 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. Parties shall 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, parties may email their documents 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 copied. 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.

ADDRESS

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

E-mail: Boardsec@oeb.gov.on.ca
Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

DATED at Toronto, September 3, 2010

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary