



EB-2010-0324

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B);

AND IN THE MATTER OF an application under section 60 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B for an electricity transmission licence.

PROCEDURAL ORDER No. 2

TransCanada Power Transmission (Ontario) L.P. (“TransCanada”) filed an application with the Ontario Energy Board, received on October 27, 2010, under section 60 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B.

The Board’s Notice of Application and Hearing was issued on November 19, 2010. Hydro One Networks Inc. and Great Lakes Power Transmission L.P. filed intervention requests. The Power Workers’ Union and Canadian Niagara Power Inc. requested observer status. The requests for intervenor and observer status were granted. The Independent Electricity System Operator filed a late intervenor request, received on February 8, 2011. The Board grants this request on the basis that the IESO accepts the record of the case to date.

As part of its application TransCanada requested confidential treatment of certain information contained in the application, namely TransCanada’s corporate organization chart (the “Requested Confidential Information”). TransCanada filed a redacted version of the application which has been placed on the public record of this proceeding.

The Board’s *Practice Direction on Confidential Filings* (“*Practice Direction*”), section 5, establishes a process for the Board’s consideration of requests for confidential treatment of certain information and documents filed with the Board. In Procedural Order No. 1, the Board designated as confidential, on an interim basis, the Requested Confidential Information and ordered that the Requested Confidential Information be made available to any party that signs the Board’s Declaration and Undertaking in

accordance with the Board's *Practice Direction* and files it with the Board. The Board also ordered parties to file submissions on the request for confidentiality. Great Lakes Power Transmission L.P. filed a signed a Declaration and Undertaking form with respect to the Requested Confidential Information. Having reviewed the information Great Lakes Power Transmission L.P. confirmed that they would not file any submissions. As no submissions were received from parties objecting to the confidentiality request, the Board will continue to keep the Requested Confidential Information confidential and the Declaration and Undertaking will continue to apply.

In Procedural Order No. 1, the Board provided for an interrogatory phase. The Board has reviewed the interrogatories filed by parties as well as the responses filed by TransCanada and is now actively seeking views from all parties on the exemptions requested by TransCanada. Accordingly, the Board considers it necessary to make provision for the following procedural matters. Please note that this Procedural Order may be amended, and further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. If Board staff wishes to make a submission, Board staff must file that submission with the Board, and deliver it to the applicant by **February 16, 2011**.
2. If a party wishes to make a submission, the party must file that submission with the Board, and deliver it to the applicant by **February 23, 2011**.
3. If TransCanada wishes to file a response to a submission, the response must be filed with the Board by **March 9, 2011**.

All filings to the Board must quote the file number, EB-2010-0324, 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.

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

Tel: 1-877-632-2727 (toll free)
Fax: 416-440-7656
E-mail: Boardsec@oeb.gov.on.ca

DATED at Toronto, February 9, 2011

ONTARIO ENERGY BOARD

Kirsten Walli
Board Secretary

Appendix "A"

To The Procedural Order No. 2

EB-2010-0324

TransCanada Power Transmission (Ontario) L.P.

February 9, 2011

**TransCanada Power Transmission (Ontario) L.P.
EB-2010-0324**

APPLICANT & LIST OF PARTICIPANTS

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Rep. and Address for Service

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