



EB-2010-0145

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 Woodstock
Hydro Services Incorporated for an order approving just and
reasonable rates and other charges for electricity distribution
to be effective May 1, 2011.

PROCEDURAL ORDER No. 2

Woodstock Hydro Services Incorporated (“Woodstock Hydro”) filed an application with the Ontario Energy Board (the “Board”), received on November 1, 2010, under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that Woodstock Hydro charges for electricity distribution, to be effective May 1, 2011. The Board has assigned the application File Number EB-2010-0145.

The Board issued Procedural Order No. 1 on November 26, 2010, in which it approved the intervenors to this proceeding, the confidential status of certain information, and set out a schedule for interrogatories and responses. Woodstock Hydro filed its responses to the interrogatories on January 13, 2011 as directed.

In its application Woodstock Hydro included a capital contribution toward the construction of the Commerce Way Transformer Station by Hydro One Networks Inc. This contribution formed a significant component of Woodstock Hydro’s proposed rate base consists. In response to Energy Probe interrogatory # 3, Woodstock Hydro indicated that the in-service date of the transformer station has been changed to a date beyond the 2011 test year. On January 31, Woodstock Hydro requested withdrawal of the information that it had filed in confidence relating to the construction of the transformer station, being Appendix E and Appendix F filed in response to Board staff interrogatory # 5(a) and Appendix A filed in response to Energy Probe # 3. On

February 3, 2011 Woodstock Hydro filed updated evidence on its rate base excluding the capital contribution, and related changes to the application.

In response to Board staff interrogatory # 4(a), Woodstock Hydro filed, as Appendix C, a complete version of a document titled "Future of Prepaid Metering", for which it claimed confidentiality. It also filed a redacted version of the document which is part of the public record. In accordance with the Practice Direction on Confidential Filings, in determining requests for confidentiality the Board may consider whether the type of information in question has previously been determined to be treated as confidential by the Board. In this case, the Board has determined that the redaction consists of commercial information that is consistently treated in a confidential manner by the Board.

The Board considers it necessary to make provision for the following procedural matters.

THE BOARD ORDERS THAT:

1. Woodstock Hydro shall provide an unredacted copy of Appendix "C" of its response to Board staff interrogatory # 4(a) to all parties that have executed a Declaration and Undertaking pursuant to the Board's *Practice Direction on Confidential Filings*, if it has not done so already.
2. Parties in receipt of confidential information filed by the Woodstock Hydro consisting of "Appendix E" and "Appendix F" filed in response to Board staff interrogatory # 5(a) and "Appendix A" filed in response to Energy Probe interrogatories # 3, shall either return the subject information to the Board and communicate to Woodstock Hydro that they have done so, or destroy the information and execute a Certificate of Destruction as soon as possible. The Certificate must be filed with the Board and a copy sent to Woodstock Hydro.
3. A Technical Conference will be convened on **March 21, 2011**, starting at 9:30 a.m. The Technical Conference will be in the **West Hearing Room** at 2300 Yonge Street, 25th floor, Toronto.
4. A Settlement Conference will be convened on **March 24, 2011**, starting at 9:30 a.m., with the objective of reaching a settlement among the parties

on the issues. If necessary, the Conference will continue on **March 25, 2011**. The Settlement Conference will be in the **ADR Room** at 2300 Yonge Street, 25th floor, Toronto.

5. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board by **April 8, 2011**. In addition to outlining the terms of any settlement, the Settlement Proposal should contain a list of any unsettled issues, identifying those issues that the parties believe must be dealt with by way of oral or written hearing.

Upon reviewing the Settlement Proposal the Board will determine next steps. If necessary, the Board expects to consider any unsettled issues by means of an oral hearing, and a procedural order will be issued to that effect.

All filings to the Board must quote the file number, EB-2010-0145, be made through the Board's web portal at <https://www.errr.ontarioenergyboard.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

E-mail: Boardsec@ontarioenergyboard.ca

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

DATED at Toronto, February 25, 2011

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary