



EB-2010-0345

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 Niagara West
Transformation Corporation seeking approval of its 2011
revenue requirement and changes to the uniform
transmission rates for 2011.

PROCEDURAL ORDER NO. 5

An application dated November 9, 2010 (the "Application") was filed by Niagara West Transformation Corporation ("NWTC" or the "Applicant") with the Ontario Energy Board (the "Board") under section 78 of the *Ontario Energy Board Act, 1998*, 1998 S.O.c.15, (Schedule B). The application was assigned Board File No. EB-2010-0345.

The Application sought an Order of the Board approving changes to NWTC's 2011 transmission revenue requirement, and approving inclusion in, and an update to the provincial uniform transmission rate that is charged for electricity transmission transformation, to be effective March 1, 2011. The Board issued a Notice of Application and Written Hearing on December 6, 2010.

On January 12, 2011, the Board issued Procedural Order No.1, granting intervention status to Hydro One Networks Inc. ("Hydro One") and the Independent Electricity System Operator, and provided a schedule for a first round of interrogatories

On February 24, 2011, Hydro One filed a letter with the Board indicating that some interrogatories were incompletely answered, and other interrogatory responses raised even further questions, and it therefore requested an opportunity to clarify and follow-up on some of the responses provided by NWTC.

The Board issued Procedural Order No. 2 on April 6, 2011, advising all parties that additional discovery would be provided through a technical conference commencing Tuesday, April 26, 2011. The Board issued Procedural Order No. 3 on April 13, 2011 to accommodate a request from the Applicant to change the date of the technical conference.

The Board held a technical conference on May 11, 2011 during which the relevant issues in this proceeding were examined. The Board issued Procedural Order No. 4 calling for submissions by the applicant on May 25, 2011.

On May 25, 2011 the Board received a letter from Mr. H. Reginald Watson, advising that his firm had been retained as counsel for the Applicant and requesting an extension of the May 25th date for submissions with a specific date to be provided later. On May 31, 2011 Mr. Watson requested an extension until June 30, 2011 for the Applicant to file its submissions.

The Board considers it necessary to make provision for the following matters related to this proceeding. The Board may issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. The Applicant shall file its submission with the Board and provide a copy to all intervenors no later than Monday July 4, 2011.
2. Board staff shall file any written submission with the Board and send a copy to the Applicant and to all intervenors no later than Wednesday, July 13, 2011.
3. Intervenors shall file any written submission with the Board and send a copy to the Applicant no later than Monday, July 18, 2011.
4. The Applicant shall file any reply submission with the Board and provide a copy to all intervenors no later than Monday, July 25, 2011.

All filings to the Board must quote file number EB-2010-0345, be made through the Board's web portal at 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.ontarioenergyboard.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.

All filings should be directed to the attention of the Board Secretary, and be received no later than 4:45 p.m. on the required date. Parties must also include the Case Manager, Edik Zwarenstein at edik.zwarenstein@ontarioenergyboard.ca and Board Counsel, Michael Millar at michael.millar@ontarioenergyboard.ca in all electronic correspondence related to this case.

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

Attention: Board Secretary

Filings: www.errr.ontarioenergyboard.ca
E-mail: boardsec@ontarioenergyboard.ca

Tel : 1-888-632-6273
Fax : 416-440-7656

DATED at Toronto on June 7, 2011

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary