



EB-2011-0095

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

AND IN THE MATTER OF an application pursuant
to section 86(1)(b) of the *Ontario Energy Board Act*,
1998 by Essex Powerlines Corporation seeking an
order granting Essex Powerlines Corporation leave
to sell distribution assets to Hydro One Networks
Inc.

By delegation, before: Jennifer Lea

DECISION AND ORDER

On April 5, 2011, Essex Powerlines Corporation ("Essex Powerlines") filed an application with the Ontario Energy Board under section 86(1)(b) of the *Ontario Energy Board Act*, 1998 (the "Act") for an order granting Essex Powerlines leave to sell distribution assets to Hydro One Networks Inc. ("Hydro One").

The assets consist of three individual conductors of aluminum overhead line, insulators, insulator brackets and a cross arm. The subject distribution assets are located in the Town of La Salle in the County of Essex.

Essex Powerlines, with Hydro One's consent, asked that the Board dispose of this matter without a hearing under section 21(4)(b) of the Act. I find, based on the evidence filed in the application, that no person will be adversely affected in a material way by the outcome of this proceeding. I have therefore disposed of this matter without a hearing.

The assets are useful only to Hydro One's customers. Essex Powerlines was proposing to apply for a low voltage rate to charge Hydro One for the use of the section of line, but both parties agreed that Hydro One would better serve its customers by owning the line. The assets serve only the customers of Hydro One and will continue to do so after completion of the transaction.

Essex Powerlines stated that there will be no impact on either utility's ratepayers. The operation of the feeder will not change and there will be no change in service to customers. Essex Powerlines also stated that the transaction will not adversely affect the safety, reliability, quality of service, operational flexibility or economic efficiency of Essex Powerlines or Hydro One.

The sale price is \$250,000 plus HST. The sale price is a negotiated price between the two parties and it represents the approximate net book value of the assets.

Findings

Based on the evidence, I find that there are benefits to the proposed transaction, and no negative consequences have been identified. I therefore find that it is in the public interest to grant Essex Powerlines leave to sell the assets described above to Hydro One.

The approval of this application should in no way be construed as providing the Board's view as to the merits of any future rate proposal related to the assets that are the subject of this decision and order.

IT IS ORDERED THAT:

Essex Powerlines be granted leave to sell to Hydro One three individual conductors measuring approximately 1870m each of aluminum overhead line, insulators, insulator brackets and a cross arm located in front of 4106 Huron Church Road. The lines run along the west side of Disputed Road from 4106 Huron Church Road to 6715 Disputed Road in the Town of La Salle in the County of Essex.

DATED at Toronto, June 29, 2011

ONTARIO ENERGY BOARD

Original signed by

Jennifer Lea
Counsel, Special Projects