

**Hydro One Networks Inc.**

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**Susan Frank**

Vice President and Chief Regulatory Officer  
Regulatory Affairs

BY COURIER

July 11, 2011

Ms. Kirsten Walli  
Secretary  
Ontario Energy Board  
Suite 2700, 2300 Yonge Street  
P.O. Box 2319  
Toronto, ON.  
M4P 1E4

Dear Ms. Walli:

**EB-2011-0209 – Trout Creek Wind Power Inc. Application of DSC Exemption from Hydro One – Hydro One Networks Inc. Interrogatory Questions**

I attach two (2) copies of Hydro One Networks Inc.'s interrogatories in the above-mentioned proceeding.

A copy of this cover letter and the attached interrogatories have been filed in text-searchable electronic form through the Ontario Energy Board's Regulatory Electronic Submission System and the confirmation slip is also enclosed.

Please do not hesitate to contact Kevin Mancherjee at (416) 345-5238 if you have any questions.

Sincerely,

ORIGINAL SIGNED BY SUSAN FRANK

Susan Frank

- c. Thomas Schneider, Trout Creek Wind Power Inc.  
Scott Stoll, Aird & Berlis LLP

**Trout Creek Wind Power Inc.  
Application: EB-2011-0209**

**Hydro One Networks Inc. Interrogatories**

Interrogatory # 1

Under Exhibit A, Tab 2 , Schedule 2, Page 3 of 7:

“Therefore, the Applicant expects the new MDCO will be October 13th, 2014.”

Under Exhibit A, Tab 2, Schedule 1, page 3, the proposed permanent relief includes:

4. The balance of the total estimated cost, as estimated by Hydro One based upon the best available information, shall be paid by the proponent to Hydro One no later than 30 days after the proponent notifies Hydro One that it is proceeding to construction.
5. Hydro One and the proponent shall **mutually agree upon** an in-service date that is no later than 2 years after Hydro One receives the balance referenced in paragraph 4, above, subject to the following: in cases where a transmission upgrade or new transmission facilities are required, Hydro One and the proponent may agree to an in-service date that is later than two years after Hydro One receives the balance referenced in paragraph 4, above. (**emphasis added**)

Based upon TCW’s CCA application, the in-service date is March 31<sup>st</sup>, 2014, which is materially different than the expected MDCO in the subject application. At what time will TCW be seeking mutual agreement with Hydro One on an in-service date consistent with the proposed MDCO?

Interrogatory # 2

Reference: DSC section 6.2.18(e)

The connection cost agreement should include, [among other things] the following:

...

- e. A requirement that the mutually agreed upon in-service date is no later than 5 years for water power projects or 3 years for all other types of projects from the initial date of application for connection or in accordance with the timelines in an executed OPA contract”.

Since TCW’s original CIA application date to Hydro One was May 27<sup>th</sup>, 2010, the 3-year deadline for MDCO per the DSC would be on or about May 27<sup>th</sup>, 2013. The proposed MDCO in the exemption application is approximately 18 months later.

Please confirm that the OPA has agreed to, through a revised contract, an MDCO of on or about October 13<sup>th</sup>, 2014.

Interrogatory # 3

Reference: Exhibit A, Tab 2, Schedule 1, Page 2 and page 3 of 7

Please explain the basis for recommending, in item 2 under Permanent Relief, that an additional deposit in the amount of 30% of the total estimated cost, would be paid no later than “4 months after the proponent notifies Hydro One that it has completed the Renewable Energy Approval”.

Specifically,

- (i) What are the various approvals necessary for this TCW’s project?
- (ii) Why does TCW propose “Renewable Energy Approval” completion as the trigger-date leading to the second (30%) payment, which is different from the arrangement in the OWA exemption (“6 months after the proponent notifies Hydro One that it has issued its statement of completion under the earlier of the Waterpower Class Environmental Assessment and the equivalent environmental assessment process under the Canadian Environmental Assessment Act.”)?
- (iii) Why is a period of 4 months recommended?

Interrogatory # 4

Reference: Exhibit A, Tab 2, Schedule 1, Page 2 and page 3 of 7

Please explain the basis for recommending, in item 4 under Permanent Relief, that the balance of the total estimated cost be paid no later than 30 days after the proponent notifies Hydro One that it is proceeding to construction.

What are the reasons that this clause deviates from the corresponding clause in the OWA decision, which refers to certain construction approval permits?

Interrogatory # 5

Reference: Exhibit A, Tab 2, Schedule 1, Page 2 and page 3 of 7

Please confirm that failure or inability to provide the requisite notifications to Hydro One in ample time for the project to meet its expected or contracted in-service dates is the responsibility of the proponent and not of Hydro One.