



EB-2011-0282

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* for an electricity
transmission licence.

PROCEDURAL ORDER No. 1

RES Canada Transmission LP ("RES Canada") filed an application with the Ontario Energy Board, received on July 29, 2011, under section 60 of the *Ontario Energy Board Act, 1998* for an electricity transmission licence.

The Board's Notice of Application and Hearing was issued on August 18, 2011. Hydro One Networks Inc. and Great Lakes Power Transmission L.P. each filed an intervention request. Canadian Niagara Power Inc. requested observer status. The requests for intervenor and observer status are granted.

Accompanying the application was a cover letter dated July 28, 2011 from RES Canada requesting confidential treatment of certain information included in the application, namely Affiliates of Applicant information requested in sections 7(a) and (b) of the application form and provided in Appendices A and B, Energy Sector Affiliates requested in section 8 and provided in Appendix C, Key Individual Information contained in section 10 of the application, and Appendix D – Renewable Energy Systems Holdings Limited Consolidated Financial Statements. RES Canada 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 4, states that where a Board template or filing guideline indicates that information will be

treated in confidence, no formal request for confidentiality under Part 5 is required. Key Individual Information is identified in the application form for an electricity transmission licence as information that the Board shall keep confidential, and that information will not be placed on the public record in this proceeding.

The Board's 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. With respect to the Affiliates and Energy Sector Affiliates of the applicant and Renewable Energy Systems Holdings Limited Consolidated Financial Statements, any party to this proceeding may object to the request for confidentiality and set out reasons for the objection. The documents will be held in confidence on an interim basis, until the Board has considered any objections to the request for confidentiality.

The Board has decided to proceed by way of written hearing and considers it necessary to make provision for the following procedural matters. This procedural order may be amended, and further procedural orders may be issued from time to time. A list of parties to this proceeding is provided as Appendix A to this Procedural Order.

THE BOARD ORDERS THAT:

1. If Board staff or an intervenor wishes to object to the applicant's requests for confidentiality, Board staff or the intervenor shall do so by written objection filed with the Board and delivered to RES Canada and other intervenors on or before **September 16, 2011**. If RES Canada wishes to reply to any such objection, it shall file its reply with the Board and deliver it to the intervenors on or before **September 23, 2011**.
2. If Board staff or an intervenor wishes to receive information and material from RES Canada that is in addition to information filed by RES Canada with the Board, and that is relevant to the hearing, Board staff or the intervenor shall request it by written interrogatories filed with the Board and delivered to RES Canada and other intervenors on or before **September 26, 2011**.
3. RES Canada shall file with the Board and deliver to the intervenors complete responses to the interrogatories no later than **October 11, 2011**.

4. If Board staff or an intervenor wishes to make a submission on the merits of the application, Board staff or the intervenor must file that submission with the Board, and deliver it to RES Canada and other intervenors by **October 25, 2011**.
5. If RES Canada wishes to file a response to a submission on the merits of the application, the response must be filed with the Board and delivered to the intervenors by **November 8, 2011**.

All filings to the Board must quote the file number, EB-2011-0282, consist of two paper copies and one electronic copy in searchable / unrestricted PDF format made through the Board's web portal at www.errr.ontarioenergyboard.ca. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties should 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 parties may email their documents 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 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 M4P1E4
Attention: Board Secretary

Tel: 1-877-632-2727 (toll free)

Fax: 416-440-7656

E-mail: Boardsec@ontarioenergyboard.ca

DATED at Toronto, September 7, 2011

ONTARIO ENERGY BOARD

Original signed by

John Pickernell
Assistant Board Secretary

Appendix "A"

To The Procedural Order No. 1

EB-2011-0282

RES Canada Transmission LP

September 7, 2011

**RES Canada Transmission LP
EB-2011-0282**

APPLICANT & LIST OF PARTICIPANTS

APPLICANT

Rep. and Address for Service

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INTERVENORS

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