



EB-2011-0073

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 Oshawa PUC
Networks Inc. for an order approving just and reasonable
rates and other charges for electricity distribution to be
effective January 1, 2012.

PROCEDURAL ORDER No. 4

Oshawa PUC Networks Inc. ("Oshawa") filed an application (the "Application") with the Ontario Energy Board, received on June 1, 2011 under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that Oshawa charges for electricity distribution, to be effective January 1, 2012. The Board has assigned the Application file number EB-2011-0073.

The Board issued a Notice of Application and Hearing on June 17, 2011.

In Procedural Order No. 1, issued on July 22, 2011, the Board approved the intervenors in this proceeding and their eligibility for cost awards, set dates for interrogatories, interrogatory responses, a technical conference, and issued a Draft Issues List for comment. Comments on the Draft Issues List were due July 29, 2011. No parties submitted comments.

In Procedural Order No. 2, issued on August 3, 2011, the Board approved the Issues list.

In Procedural Order No. 3, issued on August 31, 2011, the Board granted an extension for the deadline for interrogatories, revised the dates for the Technical Conference, extended the deadline for pre-filed questions for the Technical Conference, and set dates for the Settlement Conference, Presentation of the Proposed Settlement and, if required, an Oral Hearing.

By way of a letter dated September 20, 2011 Oshawa requested that the responses to Board Staff Interrogatory #19 and School Energy Coalition Interrogatory #15 (the "Interrogatory Responses") be held in confidence. The Board has placed redacted versions of these interrogatories on its website.

In accordance with section 5.1.5 of the Board's *Practice Direction on Confidential Filings*, Oshawa has filed a cover letter requesting confidentiality which identifies the documents that are being filed in confidence, together with a description of the basis on which confidentiality is claimed.

As an interim measure, the Board will allow intervenor counsel and/or consultants that wish to review the confidential documents to do so after signing a copy of the Board's Declaration and Undertaking with respect to confidential documents, and filing it with the Board. Parties that wish to make submissions on whether or not the Board should ultimately treat the documents as confidential may do so in accordance with the steps set out below. If the Board ultimately decides that the documents should not be afforded confidential treatment, they will be placed on the public record unless, within a period of five business days, and in accordance with section 5.1.12 of the Practice Direction, Oshawa requests that the information be withdrawn.

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. Oshawa PUC Networks shall provide a copy of the confidential Interrogatory Responses to any intervenor counsel and/or consultants that request to review them provided that the request includes a copy of the signed Declaration and Undertaking with respect to confidential documents.
2. Any party wishing to make a submission on the confidentiality of the Interrogatory Responses shall file its submissions with the Board and deliver them to Oshawa PUC Inc. by **Monday October 3, 2011**.
3. Oshawa PUC Networks Inc. shall file with the Board and deliver to intervenors any reply to the submissions on confidentiality status of the Interrogatory Responses by **Friday October 7, 2011**.

All filings to the Board must quote file number EB-2011-0073, 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 BoardSec@ontarioenergyboard.ca. 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 seven paper copies. If you have submitted through the Board's web portal an e-mail is not required."

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.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Christie Clark at Christie.Clark@ontarioenergyboard.ca and Board Counsel, Ljuba Djurdjevic at Ljuba.Djurdjevic@ontarioenergyboard.ca.

DATED at Toronto, September 26, 2011
ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary