



**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.

**BEFORE:** Marika Hare  
Presiding Member

Cynthia Chaplin  
Member

### **DECISION and ORDER**

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.

In Procedural Order No. 3, the Board set revised dates for the filing of interrogatory responses, as well as other procedural dates. In accordance with section 5.1.5 of the Board's *Practice Direction on Confidential Filings*, Oshawa filed a letter dated September 20, 2011 requesting that the responses found in Board Staff Interrogatory #19 Appendix H and School Energy Coalition Interrogatory #15 Appendix D (the "Interrogatory Responses") be held in confidence. The Board placed redacted versions of the Interrogatory Responses on its website.

In Procedural Order No. 4 issued on September 26, 2011 the Board directed Oshawa to provide confidential copies of the Interrogatory Responses to any intervenor counsel and/or consultants that requested a copy, provided that the request included a signed

copy of the Board's Declaration and Undertaking with respect to the confidential documents. The Procedural Order also set dates for submissions on the confidentiality of the Interrogatory Responses and for Oshawa to make a reply to any submissions.

The Board has reviewed the submission of School Energy Coalition ("SEC") and the reply submission by Oshawa. SEC noted that it had not seen the unredacted version of the Metsco Proposal, a document filed confidentially by Oshawa in response to SEC Interrogatory #15 in Appendix D, but submitted that only the quoted fee should be redacted. Oshawa replied that it will file the unredacted version of the Metsco Proposal for the public record. The Board is in agreement and finds that the remaining Interrogatory Responses are to remain confidential.

**THE BOARD ORDERS THAT:**

1. The responses to Board Staff Interrogatory #19 Appendix H and School Energy Coalition Interrogatory #15 Appendix D, except for the Metsco Proposal, are to remain confidential.
2. The unredacted Metsco Proposal, which forms part of the School Energy Coalition Interrogatory #15 Appendix D, will be placed on the public record of this proceeding.

All filings to the Board must quote the file number, EB-2011-0073, be made through the Board's web portal at <https://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. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. 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.

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](mailto:Christie.Clark@ontarioenergyboard.ca) and Board Counsel, Ljuba Djurdjevic at [Ljuba.Djurdjevic@ontarioenergyboard.ca](mailto:Ljuba.Djurdjevic@ontarioenergyboard.ca).

**DATED** at Toronto, October 17, 2011  
**ONTARIO ENERGY BOARD**

Original signed by

Kirsten Walli  
Board Secretary