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Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON
M4P 1E4

March 2, 2012

Re: EB-2011-0210 – Union’s 2013 Rates Application

Dear Ms. Walli:

On March 1, 2012 the Board issued Procedural Order No. 2 in EB-2011-0210 (Union’s 2013 cost-of-service rates application). In its Procedural Order, the Board ordered that:

1. An Issues Conference be held on March 9, 2012.
2. An Issues Day be held on March 22, 2012.
3. Interrogatories be filed with Union and the Board by April 13, 2012.
4. Union file responses to the interrogatories by April 27, 2012.

Issues Conference

Counsel for Union is not available on March 9, 2012. Union respectfully requests that the Issues Conference be moved to the week of March 19, 2012. In Union’s view, the Issues Day could still take place on March 22, 2012, if it is necessary.

Interrogatories

As noted above, Procedural Order No. 2 requires Union to respond to intervenor interrogatories by April 27, 2012 having only received them on April 13, 2012. Given that the 2013 rates proceeding is Union’s first cost-of-service proceeding since 2005 (for 2007 rates), Union expects to receive a significant number of interrogatories. Union notes that prior cost-of-service proceedings have generated over 1000 interrogatories, and required much longer than two weeks to complete. If Union receives a similar number of interrogatories (or more), two weeks will not be sufficient to properly respond, and Union would need to seek an extension from the Board at that time. Alternatively, the Board may wish to consider reestablishing the interrogatory filing date as March 30, and thereby allowing 4 weeks for responses by April 27. Parties to the proceeding have been in possession of the application and evidence since November 2011, and would have 4 weeks to submit their interrogatories from today’s date.

If you have any questions, please contact me at (519) 436-5476.

Yours truly,

[original signed by]

Chris Ripley
Manager, Regulatory Applications

CC: EB-2011-0210 Intervenors
Crawford Smith (Torys)