



**EB-2007-0791**

**IN THE MATTER OF** sections 25.20 and 25.21 of the  
*Electricity Act, 1998*;

**AND IN THE MATTER OF** a Submission by the Ontario  
Power Authority to the Ontario Energy Board for the review  
of its proposed expenditure and revenue requirements and  
the fees which it proposes to charge for the year 2008.

### **PROCEDURAL ORDER NO. 3**

On November 2, 2007, the Ontario Power Authority (the “OPA”) filed with the Ontario Energy Board (the “Board”) its proposed 2008 expenditure and revenue requirement and fees for review pursuant to subsection 25.21(1) of the *Electricity Act, 1998* (the “Act”). Pursuant to subsection 25.21(2) of the Act, the OPA is seeking the following, among other, approvals from the Board:

- 1) approval of an overall Operating Revenue Requirement of \$58.616 million;
- 2) approval of proposed 2008 capital expenditures of \$2.6 million;
- 3) approval to establish a usage fee of \$0.391/MWh;
- 4) approval of an Interim Fees Order effective January 1, 2008 in the absence of a final Order.

The Board assigned file number EB-2007-0791 to this matter.

The Board issued a Notice of Application dated December 6, 2007 with respect to this proceeding. On December 20, 2007 the Board issued an Interim Fees Order effective January 1, 2008.

An Intervener and Observer Lists are attached as Appendix “A” to this Procedural Order.

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An Issues Conference was held on January 30, 2008 followed by an Issues Day on February 7, 2008. The Board issued a written Decision on Issues on February 11, 2008 approving the final issues list. Written interrogatories were filed by intervenors and Board Staff on February 16, 2008. The OPA filed its responses on February 28, 2008.

On March 18 and 19, 2008 a Settlement Conference was convened at the Board's offices in Toronto. The Settlement Proposal arising from the Settlement Conference was to be filed with the Board no later March 26, 2008. An oral presentation of the settlement proposal to the Board was scheduled for March 28, 2008. By a letter dated March 24, 2008 the OPA informed the Board that no settlement was reached at the Settlement Conference and that no Settlement Proposal would be filed.

On March 18, 2008 Pollution Probe filed a motion seeking responses to its interrogatories from the OPA regarding Local Area Supply initiatives in the Northern York Region and Kitchener-Waterloo-Cambridge-Guelph Region ("Motion"). On March 28, 2008 the Board heard the Motion and issued an oral decision rejecting the Motion.

The Board will convene an oral hearing to hear the matters within the Issues List approved on February 11, 2008.

The Board considers it necessary to make provision for the following procedural matters. The Board may issue further procedural orders from time to time.

**THE BOARD ORDERS THAT:**

1. The Board will hold an oral hearing at 2300 Yonge Street, Toronto on the 25<sup>th</sup> floor in the North Hearing Room on **Monday, April 14, 2008** at 9:00 a.m. and, if required, continuing at 9:00 a.m. on **Tuesday, April 15, 2008**.

**ISSUED** at Toronto, April 01, 2008.

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
BoardSecretary

**Appendix “A”**  
**Procedural Order No. 3**

**EB-2007-0791**

**Intervenors and Observer List**

**ONTARIO POWER AUTHORITY  
2008 REVENUE REQUIREMENT SUBMISSION  
EB-2007-0791  
APPLICANT & LIST OF INTERVENTIONS**

**April 1, 2008**

**Applicant**

**Rep. and Address for Service**

Ontario Power Authority

Miriam Heinz  
Regulatory Coordinator  
Ontario Power Authority  
120 Adelaide Street West  
Suite 1600  
Toronto ON M5H 1T1

Tel: 416-969-6045  
Fax: 416-967-1947  
Email: [miriam.heinz@powerauthority.on.ca](mailto:miriam.heinz@powerauthority.on.ca)

Counsel for applicant

Fred D. Cass  
Aird & Berlis LLP  
BCE Place  
181 Bay Street  
Suite 1800  
Toronto ON M5J 2T9

Tel: 416-865-7742  
Fax: 416-863-1515  
Email: [fcass@airdberlis.com](mailto:fcass@airdberlis.com)

AND

Gia DeJulio  
Ontario Power Authority  
120 Adelaide Street West  
Suite 1600  
Toronto ON M5H 1T1

Tel: 416-969-6022  
Fax: 416-967-1947  
Email: [gia.dejulio@powerauthority.on.ca](mailto:gia.dejulio@powerauthority.on.ca)

**Intervenors**

**Rep. And Address for Service**

1. Association of Power Producers of Ontario ("APPrO")

David Butters  
President  
Association of Power Producers of Ontario  
25 Adelaide Street East

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Suite 1602  
Toronto ON M5C 3A1

Tel: 416-322-6549 ext. 231  
Fax: 416-481-5785  
Email: [David.Butters@appro.org](mailto:David.Butters@appro.org)

AND

Elisabeth DeMarco  
Macleod and Dixon LLP  
Toronto Dominion Centre  
Canadian Pacific Tower  
100 Wellington Street West, Suite 500  
P.O. Box 128  
Toronto ON M5K 1H1

Tel: 416-360-8511  
Fax: 416-360-8277  
Email: [Elisabeth.demarco@macleoddixon.com](mailto:Elisabeth.demarco@macleoddixon.com)

AND

Andrew Macskimming  
Macleod and Dixon LLP  
Toronto Dominion Centre  
Canadian Pacific Tower  
100 Wellington Street West, Suite 500  
P.O. Box 128  
Toronto ON M5K 1H1

Tel: 416-360-8511  
Fax: 416-360-8277  
Email: [andrew.macskimming@macleoddixon.com](mailto:andrew.macskimming@macleoddixon.com)

AND

Nicole Bryant  
Macleod and Dixon LLP  
Toronto Dominion Centre  
Canadian Pacific Tower  
100 Wellington Street West, Suite 500  
P.O. Box 128  
Toronto ON M5K 1H1

Tel: 416-360-8511  
Fax: 416-360-8277  
Email: [nicole.bryant@macleoddixon.com](mailto:nicole.bryant@macleoddixon.com)

2. Direct Energy Marketing Inc.  
("Direct Energy")

Rebecca Baxter  
Government & Regulatory Affairs  
Direct Energy Marketing Limited  
2225 Sheppard Avenue East  
Toronto ON M2J 5C2

Tel: 416-758-8046  
Fax: 416-758-4272  
Email: [Rebecca.Baxter@directenergy.com](mailto:Rebecca.Baxter@directenergy.com)

AND

Chantelle Bramley  
Government & Regulatory Affairs  
Direct Energy Marketing Limited  
2225 Sheppard Avenue East  
Toronto ON M2J 5C2

Tel: 416-758-4214  
Fax: 416-758-4272  
Email: [Chantelle.Bramley@directenergy.com](mailto:Chantelle.Bramley@directenergy.com)

3. Electricity Distributors  
Association ("EDA")

Richard Zebrowski  
Vice-President, Policy & Corporate Affairs  
Electricity Distributors Association  
3700 Steeles Avenue West  
Suite 1100  
Vaughan ON L4L 8K8

Tel: 905-265-5300  
Fax: 905-265-5301  
Email: [rzebrowski@eda-on.ca](mailto:rzebrowski@eda-on.ca)

4. Energy Probe Research  
Foundation ("Energy Probe")

David S. MacIntosh  
c/o Energy Probe  
225 Brunswick Avenue  
Toronto ON M5S 2M6

Tel: 416-964-9223 ext. 235  
Fax: 416-964-8239  
Email: [DavidMacIntosh@nextcity.com](mailto:DavidMacIntosh@nextcity.com)

AND

Dr. Kimble F. Ainslie  
c/o Energy Probe  
225 Brunswick Avenue  
Toronto ON M5S 2M6

Tel: 416-964-9223 ext. 239  
Fax: 416-964-8239  
Email: [KimbleAinslie@nextcity.com](mailto:KimbleAinslie@nextcity.com)

5. Green Energy Coalition ("GEC")  
Pembina Foundation  
The Ontario Sustainable Energy  
Association

David Poch  
Barrister  
Counsel to GEC  
1649 Old Brooke Road  
Maberly ON K0H 2B0

Tel: 613-264-0055  
Fax: 613-264-2878  
Email: [dpoch@eelaw.ca](mailto:dpoch@eelaw.ca)

**AND**

Kai Millyard  
72 Regal Road  
Toronto ON M6H 2K1

Tel: 416-651-7141  
Email: [kai@web.net](mailto:kai@web.net)

6. Hydro One Networks Inc. ("Hydro  
One")

Glen MacDonald  
Senior Advisor  
Regulatory Research and Administration  
Regulatory Affairs  
Hydro One Networks Inc.  
8<sup>th</sup> Floor, South Tower  
483 Bay Street  
Toronto ON M5G 2P5

Tel: 416-345-5913  
Fax: 416-345-5866  
Email: [regulatory@HydroOne.com](mailto:regulatory@HydroOne.com)

7. Ontario Power Generation Inc.  
("OPG")

David Barr  
Senior Regulatory Analyst  
Ontario Power Generation Inc.  
700 University Avenue, H18-E2  
Toronto ON M5G 1X6

Tel: 416-592-8541  
Fax: 416-592-8519  
Email: [david.barr@opg.com](mailto:david.barr@opg.com)

8. Vulnerable Energy Consumer's  
Coalition ("VECC")

Bill Harper  
Econalysis Consulting Services  
34 King Street East, Suite 1102  
Toronto ON M5C 2X8

Tel: 416-348-0193  
Fax: 416-348-0641

Email: [bharper@econalysis.ca](mailto:bharper@econalysis.ca)

AND

Michael Buonaguro  
Counsel  
c/o Public Interest Advocacy Centre  
34 King Street East, Suite 1102  
Toronto ON M5C 2X8

Tel: 416-767-1666  
Fax: 416-348-0641  
Email: [mbuonaguro@piac.ca](mailto:mbuonaguro@piac.ca)

AND

James Wightman  
Econalysis Consulting Services Inc.  
34 King St. E., Suite 1120  
Toronto ON M5C 2X8

Tel: 416-348-0640  
Fax: 416-348-9930  
Email: [jwightman@econalysis.ca](mailto:jwightman@econalysis.ca)

9. Pollution Probe Foundation

Murray Klippenstein  
Klippensteins  
Barristers & Solicitors  
160 John Street, Suite 300  
Toronto ON M5V 2E5

Tel: 416-598-0288  
Fax: 416-598-9520  
Email: [murray.klippenstein@klippensteins.ca](mailto:murray.klippenstein@klippensteins.ca)

AND

Basil Alexander  
Klippensteins  
Barristers & Solicitors  
160 John Street, Suite 300  
Toronto ON M5V 2E5

Tel: 416-598-0288  
Fax: 416-598-9520  
Email: [basil.alexander@klippensteins.ca](mailto:basil.alexander@klippensteins.ca)

AND

Jack Gibbons  
Public Interest Economics  
625 Church Street, Suite 402



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Toronto ON M4Y 2G1

Tel: 416-926-1907 ext. 240

Fax: 416-926-1601

Email: [jgibbons@pollutionprobe.org](mailto:jgibbons@pollutionprobe.org)

**ONTARIO POWER AUTHORITY  
2008 REVENUE REQUIREMENT SUBMISSION  
EB-2007-0791  
APPLICANT & LIST OF OBSERVERS**

**April 1, 2008**

**Applicant**

**Rep. and Address for Service**

Ontario Power Authority

Miriam Heinz  
Regulatory Coordinator  
Ontario Power Authority  
120 Adelaide Street West  
Suite 1600  
Toronto ON M5H 1T1

Tel: 416-969-6045

Fax: 416-967-1947

Email: [miriam.heinz@powerauthority.on.ca](mailto:miriam.heinz@powerauthority.on.ca)

Counsel for applicant

Fred D. Cass  
Aird & Berlis LLP  
BCE Place  
181 Bay Street  
Suite 1800  
Toronto ON M5J 2T9

Tel: 416-865-7742

Fax: 416-863-1515

Email: [fcass@airdberlis.com](mailto:fcass@airdberlis.com)

**Observer**

**Rep. And Address for Service**

1. Independent Electricity System Operator ("IESO")

Paula Lukan  
Senior Regulatory Analyst, Regulatory Affairs  
Independent Electricity System Operator  
655 Bay Street  
Suite 410, P.O. Box 1  
Toronto ON M5G 2K4

Tel: 416-506-2831

Fax: 416- 506-2843

Email: [paula.lukan@ieso.ca](mailto:paula.lukan@ieso.ca)