



EB-2012-0082

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 Hydro One
Networks Inc. for an Order granting leave to construct to
upgrade existing transmission line facilities.

PROCEDURAL ORDER NO. 1
May 25, 2012

Hydro One Networks Inc. ("Hydro One") has filed an application with the Ontario Energy Board (the "Board") dated March 28, 2012 under section 92 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, Schedule B. Hydro One has applied for an order of the Board granting leave to construct to upgrade 70 km of transmission line facilities between Lambton TS and Longwood TS (the "Project") in the west of London area.

Notice of Application

The Board issued a Notice of Application and Written Hearing on April 19, 2012. Hydro One has served and published the Notice as directed by the Board.

Interventions

Requests for Intervenor status have been received from the Ontario Power Authority ("OPA") and the Independent Electricity System Operator ("IESO"). Neither party is seeking cost awards.

The Power Workers' Union ("PWU"), Chippewas of the Thames First Nation ("CTFN") and Dan Boyington and Amanda Hoof have requested observer status.

The Board grants intervenor status to the OPA and the IESO, and observer status to the PWU, CFTN and Dan Boyington and Amanda Hoof.

Scope of the Board's Jurisdiction in a Section 92 Leave to Construct Application

The Board's jurisdiction to consider issues in a section 92 leave to construct case is limited by subsection 96(2) of the OEB Act which states:

(2) In an application under section 92, the Board shall only consider the following when, under subsection (1), it considers whether the construction, expansion or reinforcement of the electricity transmission line or electricity distribution line, or the making of the interconnection, is in the public interest:

1. The interests of consumers with respect to prices and the reliability and quality of electricity service.
2. Where applicable and in a manner consistent with the policies of the Government of Ontario, the promotion of the use of renewable energy sources. 2009, c. 12, Sched. D, s. 16.

The Board does not have the power to consider any issues other than those identified in subsection 96(2).

This Project was screened out under the Class Environmental Assessment for Minor Transmission Facilities under the Ontario Environmental Assessment ("EA") Act. Hydro One advises that the screen out letter was filed with the Ministry of Energy on March 9, 2012. Environmental issues are considered in that process, and parties with an interest in these issues are encouraged to participate in the EA process if they have any concerns. Although the Board has no role in the EA process, any approval of the leave to construct application would ordinarily be conditional on all necessary permits and authorizations being acquired, including a completed EA.

Procedural Steps

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. Intervenors and Board staff who wish information from Hydro One that is in addition to the evidence pre-filed with the Board and that is relevant to the hearing shall request the information by means of written interrogatories filed with the Board and delivered to Hydro One on or before **June 6, 2012**. All interrogatories and responses must include a reference to the section of the application which identifies the specific evidence on which the interrogatory is based.
2. Hydro One shall, no later than **June 15, 2012** file with the Board and deliver to all intervenors, a complete response to each of the interrogatories.
3. Hydro One shall file with the Board and copy to all intervenors its written submission by **June 20, 2012**.
4. Intervenors and Board staff may file with the Board and copy to all other intervenors their written submissions on all matters by **June 25, 2012**.
5. Hydro One shall file its reply submission with the Board and copy to all intervenors by **June 29, 2012**.

All filings to the Board must quote file number EB-2012-0082, 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. Parties shall 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 M4P 1E4
Attention: Board Secretary
E-mail: Boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

DATED at Toronto, May 25, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

APPENDIX 'A'

TO

PROCEDURAL ORDER NO. 1

Applicant and List of Intervenors

Board File No: EB-2012-0082

May 25, 2012

**Hydro One Networks Inc.
EB-2012-0082**

APPLICANT & LIST OF INTERVENORS

May 25, 2012

APPLICANT

Rep. and Address for Service

Hydro One Networks Inc.

Susan Frank

VP and Chief Regulatory Officer
Hydro One Networks Inc.
483 Bay Street, 8th Floor, South Tower
Toronto, ON M5G 2P5

Tel: 416-345-5700
Fax: 416-345-5870
Regulatory@hydroone.com

Hydro One Networks Inc.

Rep. and Address for Service

Pasquale Catalano

Regulatory Coordinator
Hydro One Networks Inc.
483 Bay Street
8th Floor - South Tower
Toronto ON M5G 2P5

Tel: 416-345-5405
Fax: 416-345-5866
regulatory@HydroOne.com

APPLICANT COUNSEL

Michael Engelberg

Assistant General Counsel
Hydro One Networks Inc.
483 Bay Street
15th Floor - North Tower
Toronto ON M5G 2P5

Tel: 416-345-6305
Fax: 416-345-6972
mengelberg@hydroone.com

INTERVENORS

Rep. and Address for Service

Hydro One Networks Inc.

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APPLICANT & LIST OF INTERVENORS

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May 25, 2012

**Independent Electricity
System Operator**

Maia Chase

Senior Regulatory Analyst
Independent Electricity System Operator
655 Bay Street
Suite 410, P.O. Box 1
Toronto ON M2G 2K4
Tel: 905-403-6906
Fax: 905-855-6372
maia.chase@ieso.ca

Ontario Power Authority

Miriam Heinz

Regulatory Coordinator, Corporate Affairs/Legal
Ontario Power Authority
120 Adelaide Street West, Suite 1600
Toronto ON M5H 1T1
Tel: 416-969-6045
Fax: 416-967-1947
Miriam.Heinz@powerauthority.on.ca