



EB-2012-0031

IN THE MATTER OF the *Ontario Energy Board Act*,
1998, S. O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF a review of an application
filed by Hydro One Networks Inc. for an order or orders
approving a transmission revenue requirement and rates
and other charges for the transmission of electricity for
2013 and 2014.

PROCEDURAL ORDER NO. 1

Hydro One Networks Inc. ("Hydro One") filed an application, dated May 28, 2012, with the Ontario Energy Board under section 78 of the *Ontario Energy Board Act*, 1998, c.15, Schedule B, seeking approval for changes to its 2013 and 2014 transmission revenue requirement and for changes to the provincial uniform transmission rates charged for electricity transmission, to be effective January 1, 2013 and January 1, 2014. The Board has assigned File Number EB-2012-0031 to the application.

The Board issued a Notice of Application and Hearing dated June 20, 2012. The Board received 21 requests for intervenor status and 3 requests for observer status. On July 6, 2012, the Board received a request for late intervention status from Goldcorp Canada Ltd. and Goldcorp Inc. The Board approves these intervention requests. A list of the intervenors is attached as Appendix A.

The following parties also applied for cost award eligibility: Association of Major Power Consumers in Ontario ("AMPCO"), Consumers Council of Canada ("CCC"), Canadian Manufacturers and Exporters ("CME"), Energy Probe, Pollution Probe, School Energy

Coalition (“SEC”), Vulnerable Energy Consumers Coalition (“VECC”), Association of Power Producers in Ontario (“APPrO”), and London Property Management Association (“LPMA”).

After considering these requests, the Board approves cost eligibility for all the intervenors listed above.

With regard to the APPrO request for cost eligibility, generators are generally not eligible for costs in accordance with section 3.05 of the Practice Direction on Cost Awards. However, section 3.07 allows that “the Board may, in special circumstances, find that a party which falls into one of the categories listed in section 3.05 is eligible for a cost award in a particular process.” The Board finds, as it did in previous Hydro One Transmission hearings, that APPrO is eligible for costs, but only to the extent that APPrO represents customer interests where such customers displace some of their loads and pay transmission rates for relevant services. Generator connection cost issues are addressed under the Transmission Code and are therefore not part of this hearing. When APPrO files its cost claim it will be expected to explain how the issues for which it is seeking cost awards satisfy these conditions.

The Board expects that all cost eligible intervenors will cooperate to the maximum extent possible and avoid duplication wherever possible.

As indicated in the Notice of Application, the Board intends to proceed by way of an oral hearing preceded by written interrogatories.

A draft issues list is attached as Appendix B. Intervenors and Hydro One may make submissions on the draft list and propose changes for the Board’s consideration. Parties are also encouraged to propose which issues should be considered on a written basis and which should be subject to an oral hearing. In proposing additional issues, parties should provide justification and give consideration as to whether the item is already included under one of the proposed issues. Similarly, parties proposing to remove or limit the scope of an issue on the draft list should provide justification. After reviewing these submissions, the Board will issue a final issues list. Only matters that are on the final issues list will be considered in this proceeding.

The Board has not provided for an Issues Day, but may adjust the schedule if it is determined that one is required.

The Board will require intervenors to indicate if they intend to file evidence in this proceeding in advance of the deadline for intervenor evidence. The attached Appendix C includes the timelines for intervenor evidence and interrogatories. In the event that intervenor evidence is not filed the schedule will be adjusted accordingly.

The Board is making provision for written interrogatories. The Board understands that Hydro One intends to file new and updated evidence by August 15, 2012. The deadline for interrogatories will therefore be two weeks after that.

The Board notes that interrogatories must reference the pre-filed evidence and must be filed by issue. The Board also requires that Hydro One file the responses to these interrogatories by issue instead of by intervenor. To facilitate the intervenors' review of the responses to their interrogatories, interrogatory responses for each issue shall be grouped by intervenor within the issue. To make for a more efficient and less costly process, Board staff will file their interrogatories in advance of the intervenor interrogatories, and intervenors are expected to coordinate their interrogatories so as to avoid duplication.

The Board considers it necessary to make provision for the following matters related to this proceeding. Although the date for the oral hearing is not currently specified, it is expected that the oral hearing will take place in October, 2012. The Board will issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. Hydro One and intervenors may make submissions on the draft issues list (attached as Appendix B) and shall file any submissions with the Board and deliver them to all parties no later than Monday, July 23, 2012.
2. Hydro One may respond to the submissions of intervenors, and intervenors may respond to the submissions of Hydro One or other intervenors by filing those responses with the Board and delivering them to all parties no later than Friday, July 27, 2012.
3. Board staff seeking information and material that is in addition to Hydro One's pre-filed evidence, and that is relevant to the hearing, shall request the same by

written interrogatories filed with the Board and delivered to the intervenors and Hydro One on or before Wednesday, August 29, 2012.

4. Intervenors seeking information and material that is in addition to Hydro One's evidence, and that is relevant to the hearing, shall request the same by written interrogatories filed with the Board and delivered to the other intervenors and Hydro One on or before Wednesday, September 5, 2012.
5. Any intervenor that intends to file evidence shall notify the Board of its intention, no later than Wednesday, September 5, 2012, and shall copy all parties.
6. Responses by Hydro One to interrogatories shall be filed with the Board and delivered to all parties on or before Thursday, September 20, 2012.
7. Board staff and intervenors who wish to file evidence shall do so, on or before Monday, October 1, 2012.
8. Any party seeking information and material that is in addition to this filed evidence, and that is relevant to the hearing, shall request the same by written interrogatories filed with the Board and delivered to all parties on or before Wednesday, October 10, 2012.
9. Responses to the interrogatories on intervenor/Board staff evidence shall be filed with the Board and delivered to all parties on or before Tuesday, October 16, 2012.

All filings to the Board must quote file number EB-2012-0031, 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 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.

Address

The Ontario Energy Board:

Post:

Ontario Energy Board

P.O. Box 2319

2300 Yonge Street, 27th Floor

Toronto ON M4P 1E4

Attention: Board Secretary

Filings: www.errr.ontarioenergyboard.ca

E-mail: Boardsec@ontarioenergyboard.ca

Tel: 1-888-632-6273 (toll free)

Fax: 416-440-7656

ISSUED at Toronto, July 12, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli

Board Secretary

APPENDIX A

**HYDRO ONE NETWORKS INC
TRANSMISSION REVENUE REQUIREMENT AND
RATE HEARING
FOR
2013 AND 2014 TRANSMISSION RATES**

EB-2012-0031

APPLICANT & LIST OF INTERVENORS

Appendix A

Hydro One Networks Inc.
Transmission Revenue Requirement and Rate Hearing
2013 and 2014

EB-2012-0031

APPLICANT & LIST OF INTERVENORS

APPLICANT

Rep. and Address for Service

Hydro One Networks Inc.

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

Donald Rogers

Rogers Partners LLP
181 University Ave Suite 1900
P.O. Box 97

Toronto ON M5H 3M7
Tel: 416-594-4500
Fax: 416-594-9100
don.rogers@rogerspartners.com

Anita Varjacic

Rogers Partners LLP
181 University Avenue
Suite 1900

Toronto ON M5H 3M7
Tel: 416-594-4522
Fax: 416-594-9100
anita.varjacic@rogerspartners.com

INTERVENORS

Rep. and Address for Service

**Association of Major Power
Consumers in Ontario
(AMPCO)**

Wayne Clark

Consultant
SanZoe Consulting Inc.
25 Priest Avenue
Minesing ON LOL 1Y3
Tel: 705-728-3284
Fax: 705-721-0974
c.w.clark@sympatico.ca

Shelley Grice

Consultant
Econalysis Consulting Services
372 Bay Street
Suite 1702
Toronto ON M5C 2X8
Tel: 647-990-9942
Fax: 416-260-0442
shelley.grice@rogers.com

David Crocker

Davis LLP
1 First Canadian Place, Suite 6000
PO Box 367
100 King Street West
Toronto ON M5X 1E2
Tel: 416-941-5415
Fax: 416-777-7431
dcrocker@davis.ca

**Association of Power
Producers of Ontario
(APPrO)**

David Butters

President & CEO
Association of Power Producers of Ontario (APPrO)
25 Adelaide St. E.
Suite 1602
Toronto ON M5C 3A1
Tel: 416-322-6549 Ext: 231
Fax: 416-481-5785
David.Butters@appro.org

John Beauchamp

Norton Rose Canada LLP
Royal Bank Plaza, South Tower
200 Bay St. Suite 3800
Toronto ON M5J 2Z4
Tel: 416-216-1927
Fax: 416-216-3930
john.beauchamp@nortonrose.com

John Wolnik

Elenchus Research Associates Inc. (ERA)
34 King Street East
Toronto ON M5C2X8
Tel: 519-474-0844
Fax: 416-348-9930
jwolnik@elenchus.ca

**Brookfield Energy Marketing
Inc.**

Pascal Cormier

Director
Brookfield Renewable Energy Marketing LP
480 de la Cite Blvd.
Gatineau PQ J8T 8R3
Tel: 514-845-3360 Ext: 225
Fax: 514-845-6876
pascal.cormier@brookfieldpower.com

**Brookfield Energy Marketing
Inc.**

Alexander Wilson

Legal Counsel
Brookfield Energy Marketing Inc.
480 Blvd. de la Cite
Gatineau PQ J8T 8R3
Tel: 819-561-8679
Fax: 819-561-7188
alexander.wilson@brookfieldrenewable.com

**Brookfield Renewable
Energy Marketing LP**

Jack Burkom

Vice-President, Trading
Brookfield Energy Marketing LP
480 Blvd. de la Cite
Gatineau PQ J8T 8R3
Tel: 819-561-2722 Ext: 8730
Fax: 819-561-7188
jack.burkom@brookfieldrenewable.com

**Building Owners and
Managers Association
Toronto**

Thomas Brett

Partner
Fogler, Rubinoff LLP
95 Wellington St. W.
S. 1200
Toronto ON M5J 2Z9
Tel: 416-941-8861
Fax: 416-941-8852
tbrett@foglers.com

**Building Owners and
Managers Association
Toronto**

Marion Fraser

President
Fraser & Company
33 Harbour Square
Suite 502
Toronto ON M5J 2G2
Tel: 416-941-9729
Fax: 416-941-8852
Marion.Fraser@rogers.com

**Canadian Manufacturers &
Exporters**

Paul Clipsham

Director of Policy, Ontario Division
Canadian Manufacturers & Exporters
6725 Airport Rd.
Suite 200
Mississauga ON L4V 1V2
Tel: 289-566-9538
Fax: 905-672-1764
paul.clipsham@cme-mec.ca

Peter Thompson, Q.C.

Borden Ladner Gervais LLP
100 Queen St.
Suite 1100
Ottawa ON K1P 1J9
Tel: 613-787-3528
Fax: 613-230-8842
pthompson@blg.com

**Canadian Manufacturers &
Exporters**

Vincent DeRose

Borden Ladner Gervais LLP
100 Queen St., Suite 1100
Ottawa ON K1P 1J9
Tel: 613-787-3589
Fax: 613-230-8842
vderose@blg.com

Kim Dullet
Borden Ladner Gervais LLP
100 Queen Street
Suite 1100
Ottawa ON K1P 1J9
Tel: 613-237-5160
Fax: 613-230-8842
kdullet@blg.com

**Consumers Council of
Canada**

Robert B. Warren
Counsel
WeirFoulds LLP
The Exchange Tower
Suite 1600, P.O. Box 480
130 King Street West
Toronto ON M5X 1J5
Tel: 416-947-5075
Fax: 416-365-1876
rwarren@weirfoulds.com

**Consumers Council of
Canada**

Julie Girvan
Consultant
Consumers Council of Canada
62 Hillside Ave. East
Toronto ON M4S 1T5
Tel: 416-322-7936
Fax: 416-322-9703
jgirvan@uniserve.com

**Energy Probe Research
Foundation**

Peter Faye
Counsel
Consultant
42 Eastwood Crescent
Markham ON L3P 5Z7
Tel: 905-294-2013
Fax: Not Provided
pfaye@rogers.com

Roger Higgin

Sustainable Planning Associates Inc.

15 Malabar Place

Toronto ON M5B 1A4

Tel: 416-391-0738

Fax: Not Provided

spainc@rogers.com

David MacIntosh

Case Manager

Energy Probe Research Foundation

225 Brunswick Avenue

Toronto ON M5S 2M6

Tel: 416-964-9223 Ext: 235

Fax: 416-964-8239

DavidMacIntosh@nextcity.com

**Goldcorp - Red Lake Gold
Mines**

Ian Blue

Gardiner Roberts LLP

Suite 3100, Scotia Plaza

40 King St. W.

Toronto ON M5H 3Y2

Tel: 416-865-2962

Fax: 416-865-6636

ibblue@gardiner-roberts.com

Curtis Pedwell

Goldcorp Inc. - Red Lake Mine

15 Mine Road

Bag 2000

Balmertown ON P0V 1C0

Tel: 807-735-2077 Ext: 5118

Fax: Not Provided

curtis.pedwell@goldcorp.com

**Great Lakes Power
Transmission LP**

Tyson Dyck

Torys LLP
79 Wellington St. W.
Suite 3000, Maritime Life Tower
P.O. Box 270, Toronto Dominion Centre
Toronto ON M5K 1N2
Tel: 416-865-8136
Fax: 416-865-7380
tdyck@torys.com

**Great Lakes Power
Transmission LP**

Charles Keizer

Torys LLP
79 Wellington St. W.
Suite 3000, Maritime Life Tower
P.O. Box 270, TD Centre
Toronto ON M5K 1N2
Tel: 416-865-0040
Fax: 416-865-7380
ckeizer@torys.com

HQ Energy Marketing Inc.

Matthieu Plante

Hydro Quebec
75, Rene-Levesque Boulevard Ouest
17e etage
Montreal PQ H2Z 1A4
Tel: 514-289-3687
Fax: 514-289-3750
Plante.Matthieu@hydro.qc.ca

Yannick Vennes

Econalysis Consulting Services
10827 Laverdure Street
Montreal QC H3L 2L8
Tel: 514-381-4171
Fax: 514-381-9477
vennes.yannick@hydro.qc.ca

George Vegh
McCarthy Tetrault LLP
Toronto Dominion Bank Tower
Box 48, Suite 4700
Toronto ON M5K 1E6
Tel: 416-601-7709
Fax: 416-868-0673
gvegh@mccarthy.ca

HQ Energy Marketing Inc.

Kristyn Annis
McCarthy Tetrault LLP
Toronto Dominion Centre
Suite 5300, TD Bank Tower
Toronto ON M5K 1E6
Tel: 416-601-7624
Fax: 416-868-0673
kannis@mccarthy.ca

**Independent Electricity
System Operator**

Paula Lukan
Senior Regulatory Analyst
Independent Electricity System Operator
655 Bay Street, Suite 410
Toronto ON M5G 2K4
Tel: 416-506-2831
Fax: 416-506-2847
paula.lukan@ieso.ca

**London Property
Management Association**

Randy Aiken
Aiken & Associates
578 McNaughton Ave. W.
Chatham ON N7L 4J6
Tel: 519-351-8624
Fax: 519-351-4331
randy.aiken@sympatico.ca

Manitoba Hydro

Audrey Penner

Market Access & Reg. Affairs Officer
Manitoba Hydro
Export Power Marketing Department
360 Portage Avenue
Fl. 16
Manitoba MB R3C 2P4
Tel: 204-360-4467
Fax: 204-360-6137
aupenner@hydro.mb.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

**Ontario Power Generation
Inc.**

Garry Hendel

Senior Advisor, Regulatory Affairs
Ontario Power Generation Inc.
700 University Avenue, H18-g1
Toronto ON M5G 1X6
Tel: 416-592-6054
Fax: 416-592-8519
garry.hendel@opg.com

Carlton Mathias

Senior Counsel
Ontario Power Generation Inc.
700 University Avenue
H18-A24
Toronto ON M5G 1X6
Tel: 416-592 4964
Fax: 416-592-1466
carlton.mathias@opg.com

Pollution Probe Foundation

Jack Gibbons

Ontario Clean Air Alliance
160 John Street, Suite 300
Toronto on M5V 2E5
Tel: 416-260-2080 Ext: 2
Fax: 416-598-9520
jack@cleanairalliance.org

Murray Klippenstein

Klippensteins, Barristers & Solicitors
160 John St. Suite 300
Toronto ON M5V 2E5
Tel: 416-598-0288
Fax: 416-598-9520
murray.klippenstein@klippensteins.ca

Kent Elson

Student-at-law
Klippensteins, Barristers & Solicitors
160 John Street
Suite 300
Toronto ON M5V 2E5
Tel: 416-598-0288
Fax: Not Provided
kent.elson@klippensteins.ca

Power Workers' Union

John Sprackett

Staff Officer, President's Office
Power Workers' Union
244 Eglinton Avenue E.
Toronto ON M4P 1K4
Tel: 416-322-4787
Fax: 416-481-7914
sprackettj@pwu.ca

Power Workers' Union

Richard Stephenson

Counsel
Paliare Roland Rosenberg Rothstein LLP
250 University Av. Suite 510
Toronto ON M5H 3E5
Tel: 416-646-4325
Fax: 416-646-4335
richard.stephenson@paliareroland.com

Judy Kwik

Senior Consultant
Elenchus Research Associates Inc. (ERA)
34 King Street E. Suite 610
Toronto ON M5C 2X8
Tel: 416-348-8777
Fax: 416-348-9930
jkwik@elenchus.ca

Bayu Kidane

Elenchus Research Associates Inc. (ERA)
34 King Street East
Suite 610
Toronto ON M5C 2X8
Tel: 416-348-0666
Fax: 416-348-9930
bkidane@elenchus.ca

School Energy Coalition

Jay Shepherd

Jay Shepherd Professional Corporation
2300 Yonge St.
Suite 806
Toronto ON M4P 1E4
Tel: 416-483-3300
Fax: 416-483-3305
jay.shepherd@canadianenergylawyers.com

School Energy Coalition

Wayne McNally

SEC Coordinator
Ontario Public School Boards' Association
439 University Avenue
18th Floor
Toronto ON M5G 1Y8
Tel: 416-340-2540
Fax: 416-340-7571
wmcnally@opsba.org

**Shell Energy North America
(Canada) Inc.**

Paul Kerr

General Manager, Market Affairs
Shell Energy North America (Canada) Inc.
90 Sheppard Ave E.
Suite 600
Toronto ON M2N 6Y2
Tel: 416-227-7312
Fax: 877-397-0413
paul.kerr@shell.com

**Toronto Hydro-Electric
System Limited**

Amanda Klein

Senior Regulatory Counsel
Toronto Hydro-Electric System Limited
14 Carlton Street
Toronto ON M5B 1K5
Tel: 416-542-2729
Fax: 416-542-2683
regulatoryaffairs@torontohydro.com

**Vulnerable Energy
Consumers Coalition**

Michael Buonaguro

Counsel
Public Interest Advocacy Centre
34 King St. E.
Suite 1102
Toronto ON M5C 2X8
Tel: 416-767-1666
Fax: 416-367-1954
mbuonaguro@piac.ca

James Wightman

Consultant
Econalysis Consulting Services
34 King St. E. Suite 1102
Toronto ON M5C 2X8
Tel: 416-348-0640
Fax: 416-348-0641
jwightman@econalysis.ca

Bill Harper

Econalysis Consulting Services
34 King Street East
Suite 1102
Toronto On M5C 2X8
Tel: 416-348 0193
Fax: 416-348-0641
bharper@econalysis.ca

APPENDIX B

**HYDRO ONE NETWORKS INC
TRANSMISSION REVENUE REQUIREMENT AND
RATE HEARING
FOR
2013 AND 2014 TRANSMISSION RATES**

EB-2012-0031

**Draft
ISSUES LIST**

Appendix B
Hydro One Networks Inc.
Transmission Revenue Requirement and Rate Hearing
2013 and 2014

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DRAFT ISSUES LIST

1. GENERAL

- 1.1 Has Hydro One responded appropriately to all relevant Board directions from previous proceedings?
- 1.2 Is the overall increase in 2013 and 2014 revenue requirement reasonable?

2. LOAD FORECAST and REVENUE FORECAST

- 2.1 Is the load forecast and methodology appropriate and have the impacts of Conservation and Demand Management initiatives been suitably reflected?
- 2.2 Are Other Revenue (including export revenue) forecasts appropriate?

3. OPERATIONS MAINTENANCE & ADMINISTRATION COSTS

- 3.1 Are the proposed spending levels for Sustaining, Development and Operations OM&A in 2013 and 2014 appropriate, including consideration of factors such as system reliability and asset condition?
- 3.2 Are the proposed spending levels for Shared Services and Other O&M in 2013 and 2014 appropriate?
- 3.3 Are the 2013/14 Human Resources related costs (wages, salaries, benefits, incentive payments, labour productivity and pension costs) including employee levels appropriate? Has Hydro One demonstrated improvements in efficiency and value for dollar associated with its compensation costs?
- 3.4 Are the methodologies used to allocate Shared Services and Other O&M costs to the transmission business and to determine the transmission overhead capitalization rate for 2013/14 appropriate?
- 3.5 Are the amounts proposed to be included in the 2013 and 2014 revenue requirements for income and other taxes appropriate?
- 3.6 Is Hydro One Networks' proposed depreciation expense for 2013 and 2014 appropriate?

4. CAPITAL EXPENDITURES and RATE BASE

- 4.1 Are the amounts proposed for rate base in 2013 and 2014 appropriate?
- 4.2 Are the proposed 2013 and 2014 Sustaining and Development and Operations capital expenditures appropriate, including consideration of factors such as system reliability and asset condition?
- 4.3 Are the proposed 2013 and 2014 levels of Shared Services and Other Capital expenditures appropriate?
- 4.4 Are the methodologies used to allocate shared services and other capital expenditures to the transmission business, appropriate?
- 4.5 Are the inputs used to determine the working capital component of the rate base and the methodology used appropriate?
- 4.6 Does Hydro One's Asset Condition Assessment information and Investment Planning Process adequately address the condition of the transmission system assets and support the O&MA and Capital expenditures for 2013/14?

5. COST OF CAPITAL/CAPITAL STRUCTURE

- 5.1 Is the proposed timing and methodology for determining the return on equity and short-term debt prior to the effective date of rates appropriate?
- 5.2 Is the forecast of long term debt for 2012-2014 appropriate?

6. DEFERRAL/VARIANCE ACCOUNTS

- 6.1 Are the proposed amounts, disposition and continuance of Hydro One's existing Deferral and Variance accounts appropriate?
- 6.2 Are the proposed new Deferral and Variance Accounts appropriate?

7. COST ALLOCATION

- 7.1 Is the cost allocation proposed by Hydro One appropriate?

8. GREEN ENERGY PLAN

- 8.1 Are the OM&A and capital amounts in the Green Energy Plan appropriate and based on appropriate planning criteria?

9. EXPORT TRANSMISSION SERVICE RATES

- 9.1 What is the appropriate level for Export Transmission Rates in Ontario?

10. CONNECTION PROCEDURES

- 10.1 Are the proposed modifications to the Hydro One transmission connection procedures appropriate?

11. ACCOUNTING STANDARDS

- 11.1 Have all impacts of the conversion of regulatory and financial accounting from CGAAP to USGAAP been identified, and reflected in the appropriate manner in the Application, the revenue requirement for the Test Year, and the proposed rates?

APPENDIX C

**HYDRO ONE NETWORKS INC
TRANSMISSION REVENUE REQUIREMENT AND
RATE HEARING
FOR
2013 AND 2014 TRANSMISSION RATES**

EB-2012-0031

CASE TIMETABLE

**Hydro One Networks Inc.
Transmission Revenue Requirement and Rate Hearing
2013 and 2014**

EB-2012-0031

Procedural Order No. 1 - Case Timetable

	Event	Date
1.	Hydro One and intervenor submissions on the draft issues list filed	July 23
2.	Hydro One reply to intervenor submissions and intervenor reply to Hydro One or other intervenors' submissions on the draft issues list filed	July 27
3.	Board staff interrogatories filed	August 29
4.	Intervenor interrogatories filed	September 5
5.	Intervenors to notify the Board of intent to file evidence	September 5
6.	Interrogatory responses filed	September 20
7.	Board staff and intervenor evidence filed	October 1
8.	Board staff, intervenors and Hydro One's interrogatories on Board staff and intervenor evidence filed	October 10
9.	Board staff and intervenors' responses to interrogatories filed	October 16