



EB-2012-0300

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 Great Lakes
Power Transmission Inc. on behalf of Great Lakes Power
Transmission LP seeking changes to the uniform provincial
transmission rates for 2013 and 2014.

PROCEDURAL ORDER NO. 1

August 2, 2012

Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP ("GLPT") filed an application with the Ontario Energy Board (the "Board") on June 29, 2012 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, (Schedule B). GLPT is seeking Board approval for updated provincial transmission rates for 2013 and 2014 so as to permit GLPT to recover its forecasted revenue requirement for 2013 and for 2014.

On July 17, 2012 the Board issued a Notice of Application and Hearing. The Board received requests for intervenor status from Hydro One Networks Inc. ("HONI"), the Independent Electricity System Operator ("IESO"), the Vulnerable Energy Consumers Coalition ("VECC"), the Energy Probe Research Foundation ("Energy Probe"), and the School Energy Coalition ("SEC"). The applications for intervention by VECC, Energy Probe, and SEC also included requests for eligibility to seek an award of costs for participation in this proceeding. The Board approves the intervention requests, and grants cost eligibility to VECC, Energy Probe and SEC, all subject to the right of a party

under section 23.07 of the Board's *Rules of Practice and Procedure* and section 4.02 of the Board's *Practice Direction on Cost Awards* to object to the requests within 10 calendar days from the filing of the notice of intervention and request for cost eligibility. If any party does object to the requests the Board will rule on the request for eligibility.

A preliminary list of intervenors is attached as Appendix "A" to this Order.

Parties are reminded that requests for cost awards will be considered with regard to the Board's *Practice Direction on Cost Awards*. The Board expects that all intervenors will cooperate to the maximum extent possible and will be mindful of avoidable duplication.

GLPT included in its pre-filed evidence a draft issues list, attached as Appendix "B" to this Order. Intervenors may make submissions on the draft list and propose changes for the Board's consideration. In proposing additional issues, intervenors should provide justification, including consideration as to whether the item is already included under one of the proposed issues. Similarly, intervenors 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.

In a letter to the Board dated June 29, 2012 GLPT requested that certain information be treated in confidence as the subject documents contain information that would prejudice GLPT's load customers or raise public security concerns if disclosed ("Requested Confidential Information"). More specifically, GLPT indicated that the Requested Confidential Information describes certain standards of the North American Reliability Corporation relevant to its transmission system that in GLPT's submission require confidentiality. GLPT also maintains that the disclosure of certain historical and forecasted charge determinant data would prejudice GLPT's load customers.

The Board has decided to designate as confidential, on an interim basis, the Requested Confidential Information. The Board will allow any external counsel or external consultant for intervenors that wish to review the Requested Confidential Information to do so after signing a copy of the Board's Declaration and Undertaking (which can be found in Appendix C of the Board's *Practice Direction on Confidential Filings* (the "Practice Direction")), filing it with the Board and serving it on GLPT.

Intervenors and Board staff who object to GLPT's request for confidential treatment shall file their submissions according to the schedule set out below and in the Case Timetable attached as Appendix "C". If the Board ultimately decides that the documents should not be afforded confidential treatment, they will be placed on the public record unless, within a period of five business days, and in accordance with section 5.1.12 of the Practice Direction, GLPT requests that the information be withdrawn.

The Board notes that interrogatories must reference the pre-filed evidence and must be filed by issue. GLPT shall group its interrogatory responses by intervenor within each issue.

The Board considers it necessary to make provision for procedural matters related to this proceeding as listed below. The Board will issue further procedural orders from time to time.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than **4:45PM** on the required date.

THE BOARD ORDERS THAT:

1. GLPT shall provide a copy of the unredacted Requested Confidential Information to each external counsel and external consultant that has executed the Board's Declaration and Undertaking.
2. GLPT 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, August 13, 2012**.
3. Intervenors or Board staff who object to GLPT's claim for confidential treatment of the material referred to in 1 above shall file their submissions on this issue by **Monday, August 13, 2012**. Parties should have regard to the Board's Practice Direction when filing their submissions and shall copy the applicant and other intervenors.
4. GLPT may respond to the submissions of intervenors on the draft issues list, and intervenors may respond to the submissions of other intervenors by filing those responses with the Board and delivering them to all parties no later than **Friday, August 17, 2012**.

5. GLPT shall file its response, if any, to the submissions of Board staff and the intervenors relating to its confidentiality request with the Board and deliver it to all parties by **Friday, August 17, 2012**.
6. Board staff seeking information from GLPT's that is in addition to the evidence filed with the Board shall request it by written interrogatories filed with the Board and delivered to the intervenors and GLPT on or before **Friday, August 31, 2012**.
7. Intervenors seeking information from GLPT that is in addition to the evidence filed with the Board, shall request it by written interrogatories filed with the Board and delivered to the Applicant on or before **Friday, September 7, 2012**. Intervenors are expected to review Board staff interrogatories to ensure they do not duplicate questions.
8. GLPT shall file with the Board complete responses to the interrogatories and deliver them to all parties on or before **Friday, September 21, 2012**.
9. A Settlement Conference will be convened on **Monday, October 1, 2012** at 9:30 a.m. with the objective of reaching a settlement among the parties on the issues. The Settlement Conference will be held at 2300 Yonge Street, Toronto on the 25th Floor and if needed, may continue until **Tuesday, October 2, 2012**.
10. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board no later than 4:45 p.m. on **Thursday, October 18, 2012**.

All filings with the Board must quote file number EB-2012-0300, 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 are to 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 Boardsec@ontarioenergyboard.ca. 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.

DATED at Toronto, August 02, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

Appendix “A”

List of Intervenors

Great Lakes Power Transmission LP Rate Application

(2013 and 2014 Test Years)

EB-2012-0300

Great Lakes Power Transmission Inc.
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APPLICANT & LIST OF INTERVENORS

August 2, 2012

APPLICANT

Rep. and Address for Service

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Transmission Inc.**

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Rep. and Address for Service

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Transmission Inc.**

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Great Lakes Power Transmission Inc.

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APPLICANT & LIST OF INTERVENORS

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August 2, 2012

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INTERVENORS

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Foundation**

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Great Lakes Power Transmission Inc.

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APPLICANT & LIST OF INTERVENORS

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August 2, 2012

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Great Lakes Power Transmission Inc.

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APPLICANT & LIST OF INTERVENORS

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August 2, 2012

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Appendix “B”

Draft Issues List

Great Lakes Power Transmission LP Rate Application

(2013 and 2014 Test Years)

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Draft Issues List

1. Calculation of Transmission Rate Base for the Test Years
 - (a) In-Service Additions 2013
 - (b) In-Service Additions 2014
 - (c) Capital Variance
 - (d) Working Cash Allowance
 - (e) Impacts of IFRS
2. Transmission Operating Costs For the Test Years
 - (a) Operations, Maintenance & Administration
 - (b) Depreciation and Amortization
 - (c) Property and Income Taxes
 - (d) Impacts of IFRS
3. Operating Revenue
 - (a) Transmission Services Revenue
 - (b) Other Income
4. Transmission Cost of Capital for the Test Years
 - (a) Capital Structure
 - (b) Cost of Debt
 - (c) Cost of Equity
5. Rate Recovery of Revenue Requirement
 - (a) Cost Allocation
 - (b) Rate Design
 - (i) Charge Determinant Forecast
 - (ii) Calculation of Uniform Transmission Rates
6. Deferral and Variance Accounts
 - (a) Existing Deferral and Variance Accounts
 - (b) Proposed Deferral and Variance Accounts
 - (c) Disbursal of Deferral and Variance Accounts

Appendix "C"

Great Lakes Power Transmission LP

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Procedural Order No. 1 – Case Timetable

	Event	Date
1.	GLPT and intervenor submissions on the draft issues list	August 13
2.	Intervenor and Board staff submissions on GLPT's confidentiality request	August 13
3.	GLPT reply submission on confidentiality request	August 17
4.	GLPT reply submission on draft issues list request	August 17
5.	Board staff interrogatories filed	August 31
6.	Intervenor interrogatories filed	September 7
7.	Interrogatory responses filed	September 21
8.	Settlement conference	October 1
9.	File settlement Proposal	October 18