



**EB-2012-0358**

**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 RE  
Orillia 3 ULC for an electricity generation licence as a  
Feed-In Tariff Program participant.

By delegation, before: David Richmond

**PROCEDURAL ORDER NO. 1**  
**November 12, 2012**

RE Orillia 3 ULC filed an application dated October 2, 2012 with the Ontario Energy Board (the "Board") under section 60 of the *Ontario Energy Board Act, 1998* for an electricity generation licence as a Feed-In Tariff ("FIT") Program participant. The application states that RE Orillia 3 ULC has received a "Notice to Proceed" from the Ontario Power Authority (the "OPA") to construct an electricity generation facility in Alma, Ontario.

The Board's Notice of Application and Written Hearing (the "Notice") for this proceeding was published on October 11, 2012. The Notice stated that the application will be decided by way of written hearing unless a party satisfies the Board that there is a good reason for holding an oral hearing. The Notice included timelines for interested parties to file written objections to proceeding by way of a written hearing, for interested parties to file written submissions on the merits of the application, and for the applicant to respond to any written submissions.

The Notice required that submissions be filed by November 2, 2012. None were filed. However, the Board received a written request on November 5, 2012, from Bernard Pope on behalf of Ontario Farmland Preservation (“OFP”) for an opportunity to make a late written submission with respect to the application.

The Board has considered the reasons provided by OFP for the extension, namely that it had inadvertently missed the filing deadline while awaiting to meet with the applicant. The Board will allow OFP the opportunity to make written submissions on the merits of the application, on issues that are within the Board's jurisdiction by granting an extension to the timelines for written submissions set out in the Order.

The Board considers it necessary to make provision for the following matters related to this proceeding. Please be aware that this procedural order may be amended, and further procedural orders may be issued from time to time.

**IT IS THEREFORE ORDERED THAT:**

1. If OFP or any other interested party wishes to make a written submission on the application, the submission must be filed with the Board and delivered to the applicant by **November 23, 2012**.
2. If the applicant wishes to respond to any submissions filed on its application, the response must be filed with the Board and copied to the party having filed the submission by **December 3, 2012**.

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.

All filings to the Board must quote the file number, EB-2012-0312, be made through the Board's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>, 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 must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. 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.

**DATED** at Toronto, November 12, 2012

**ONTARIO ENERGY BOARD**

*Original Signed By*

David Richmond  
Manager, Electricity Facilities & Infrastructure Applications

**APPENDIX A**

**Procedural Order No. 1  
IN THE MATTER OF  
Generation Licence Application as a Feed-In Tariff Program  
Participant  
RE Orillia 3 ULC  
EB-2012-0358**

**DATED November 12, 2012**

**RE Orillia 3 ULC  
Electricity Generation Licence Application  
as a Feed-In Tariff Program Participant  
EB-2012-0358**

**Applicant & List of Interested Parties**

**APPLICANT**

**Rep. and Address for Service**

**RE Orillia 3 ULC**

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**INTERESTED PARTIES**

**Rep. and Address for Service**

**Ontario Farmland Preservation**

c/o Bernard Pope

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