



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. 9
November 29, 2012

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 assigned File Number EB-2012-0031 to the application.

On August 13, 2012 the Board issued an Issues List Decision and Procedural Order No. 2 which set out an approved Issues List for the Proceeding.

The Board issued a Decision and Order on Confidentiality and Procedural Order No. 3 on October 1, 2012 in which the Board ordered, among other things, that the parties conduct a Settlement Conference. A Settlement Conference was held from October 23 to 26, 2012. Parties achieved settlement on all but one issue, namely Issue #23 from the approved Issues List: “What is the appropriate level for Export Transmission Rates in Ontario?”

The Board approved the Settlement Proposal (filed by Hydro One on November 6, 2012) in an oral decision on November 8, 2012. At that time, the Board also declared the existing 2012 transmission rates interim as of January 1, 2013.

In Procedural Order No. 8, issued on November 15, 2012, the Board established a process to address the remaining unsettled issue, set dates for an Experts' Conference and related procedural steps and also set dates for an oral hearing on January 28 and 29, 2013.

The Board has subsequently received submissions from some parties inquiring how the Export Transmission Service (ETS) Rate would be treated with respect to the Board's declaration of the transmission rates as interim as of January 1, 2013. Some parties have requested that the Board clarify that the ETS Rate will not be retroactively adjusted back to January 1, 2013 in the event that the ultimate decision of the Board is to change the ETS charge from its current \$2/MWh level.

The Board will receive submissions from parties on this issue.

The Board has also received a request that the oral hearing date be amended, however due to scheduling issues, the Board will not amend the dates of the oral hearing. These dates will remain as stated in Procedural Order No. 8, that is, January 28 and 29, 2013. All other dates in Procedural Order No. 8 remain valid.

THE BOARD ORDERS THAT:

1. Parties that wish to file submissions regarding the Export Transmission Service Rates and the Board's declaration of transmission rates as interim may file these submissions no later than December 5, 2012.

All filings to the Board must quote file number EB-2012-0031, 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 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, November 29, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary