



EB-2012-0176

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 Westario Power
Inc. for an order approving just and reasonable rates and
other charges for electricity distribution to be effective May 1,
2013.

PROCEDURAL ORDER NO. 2

Westario Power Inc. ("WPI") filed an application with the Ontario Energy Board (the "Board"), on October 10, 2012 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for changes to the rates that WPI charges for electricity distribution, to be effective May 1, 2013.

The Board issued a Notice of Application and Hearing dated October 22, 2012.

In Procedural Order No. 1, issued on November 27, 2012, the Board granted VECC, EP and SEC intervenor status and cost eligibility, and set dates for interrogatories and interrogatory responses.

After reviewing the responses to the interrogatories, the Board has determined that provision should be made for further written interrogatories for the purpose only of clarifying the information provided in some of the responses filed by WPI. The Board has also decided that it will convene a settlement conference.

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 to ask questions that relate to the existing interrogatory responses filed by Westario Power Inc. shall file written supplemental interrogatories with the Board and deliver a copy to Westario Power Inc. or before **February 5, 2013**. The questions should reference the existing response and the pre-filed evidence.
2. Westario Power Inc. shall file with the Board complete responses to the supplemental interrogatories and deliver them to the intervenors no later than **February 18, 2013**.
3. A Settlement Conference will be convened on **February 21, 2013** starting at 9:30 a.m., in the **West Hearing Room** at 2300 Yonge Street, 25th floor, Toronto, with the objective of reaching a settlement among the parties on the issues. If necessary, the Settlement Conference will continue on **February 22, 2013**.
4. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board no later than **March 11, 2013**. In addition to outlining the terms of any settlement, the Settlement Proposal should contain a list of any unsettled issues, identifying those issues that the parties believe must be dealt with by way of oral or written hearing.

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 file number EB-2012-0176, be made through the Board's web portal at 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. 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 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 seven paper copies. If you have submitted through the Board's web portal an e-mail is not required.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Birgit Armstrong at birgit.armstrong@ontarioenergyboard.ca and Board Counsel, Richard Lanni at richard.lanni@ontarioenergyboard.ca.

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 January 30, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary