



EB-2012-0458

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 K2 Wind
Ontario Limited Partnership for an Order granting leave to
construct a new transmission line and associated facilities.

PROCEDURAL ORDER NO. 2
March 18, 2013

K2 Wind Ontario Limited Partnership ("K2 Wind") filed an application with the Board dated December 5, 2012 under sections 92 and 97 of the Act. K2 Wind has applied for an order of the Board for leave to construct approximately 5.1 km of underground single circuit 230 kilovolt ("kV") electricity transmission line and associated facilities (the "Proposal"), and for an order approving the form of agreements that have been or will be offered to landowners affected by the Proposal. The Board has assigned File No. EB-2012-0458 to this application.

Procedural Matters

In accordance with Procedural Order No. 1, the Residents Group informed parties that Anita Frayne is the representative of the group for the purposes of this proceeding. The Residents Group further advised that it has retained the services of Asha James as a consultant, as noted in Ms. James' letter to the Board of March 13, 2013. An amended list of intervenors is attached at Appendix A.

K2 Wind submitted responses to Board staff and intervenor interrogatories on March 14, 2013.

Request for an Extension to File Evidence

The Board received a letter from the Residents Group dated March 15, 2013 requesting an extension of time to file evidence to March 25, 2013. The Residents Group submitted that it required additional time to arrange for affidavit evidence of current and former residents of Ashfield-Colborne-Wawanosh and to further review the interrogatory responses filed by K2 Wind, which it had only received very recently.

By way of letter filed March 15, 2013, K2 Wind objected to the Residents Group request for an extension of time, arguing that the timetable was established well in advance and that the extension would delay the proceeding and cause prejudice to K2 Wind.

The Board finds the request for an extension of time reasonable, considering the arguments made by the Residents Group. Given that the length of the extension requested is only a week, it is unlikely to result in any prejudice to K2 Wind. The Board hereby grants the requested extension to March 25, 2013.

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 shall file any evidence on which they plan to rely on or before **March 25, 2013**.
2. Parties seeking information on the evidence filed by Board staff and/or intervenors shall request it by written interrogatories filed with the Board and delivered to K2 Wind, Board staff and all intervenors on or before **April 2, 2013**.
3. Parties shall, no later than **April 9, 2013** file with the Board and deliver to all intervenors and Board staff a complete response to each of the interrogatories referred to in item 6.

4. If an intervenor or Board staff wishes to make a submission arguing its position, the intervenor or Board staff must file this submission with the Board, and deliver it to all other parties, by **April 18, 2013**.
5. If K2 Wind wishes to respond to any submission, the written response must be filed with the Board and delivered to all parties by **April 25, 2013**.

All filings to the Board must quote file number EB-2012-0458, 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, March 18, 2013

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

APPENDIX 'A'
TO
PROCEDURAL ORDER NO. 2
Applicant and List of Intervenor

Board File No: EB-2012-0458

March 18, 2013

Rep. and Address for Service

APPLICANT

**K2 Wind Ontario Limited
Partnership**

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INTERVENORS

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