



**EB-2012-0442**

**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 Varna Wind Inc. for an order or orders pursuant to section 92 of the *Ontario Energy Board Act, 1998* granting leave to construct transmission facilities in the Municipalities of Bluewater and Huron East.

**PROCEDURAL ORDER NO. 3**  
**April 12, 2013**

Varna Wind Inc. (the “Applicant”) filed an application with the Ontario Energy Board (the “Board”), dated November 23, 2012, under sections 92 and 97 of the *Ontario Energy Board Act, 1998*. The Applicant has applied for an order of the Board granting leave to construct an electricity transmission line and related facilities for the Bluewater Wind Energy Centre, a wind farm generation facility, and for Board approval of the form of agreements that have been or will be offered to landowners affected by the approved route. The Board has assigned file number EB-2012-0442 to this application.

The Board issued a Notice of Application and Written Hearing on December 12, 2012.

On February 4, 2013, the Board issued Procedural Order No. 1 which, amongst other things, set out the schedule for the submission of interrogatories, responses to interrogatories and the date by which intervenors had to advise the Board if they intended to submit evidence.

On March 13, 2013, the Board issued Procedural Order No. 2 which, amongst other things, set out the date for the filing of intervenor evidence and the schedule for the submission of interrogatories on intervenor evidence and responses to interrogatories.

The following five intervenors submitted evidence by the due date: Hydro One Networks Inc.; Brian Oldfield; Ritzema Farms; the Centennial-Hensall Road Group; and the Municipality of Bluewater.

## MOTION

On April 10, 2013, the Board received a Notice of Motion from the Applicant, requesting that the Board: (a) strike the evidence filed by Hydro One Networks Inc., the Municipality of Bluewater, and the Centennial-Hensall Road Group; (b) set a time for the Applicant to file reply evidence; and (c) such further orders as counsel may advise and the Board considers appropriate.

The Board has determined that it will deal with the motion by way of a written hearing.

The Board considers it necessary to make provision for the following procedural matters. Please be aware that further procedural orders may be issued from time to time.

## THE BOARD ORDERS THAT:

1. Hydro One Networks Inc., the Centennial-Hensall Road Group, the Municipality of Bluewater, and other parties wishing to make submissions on the Applicant's motion shall file such submissions with the Board by **April 19, 2013**.
2. If the Applicant wishes to respond to any submissions on its motion, it shall file such submissions with the Board by **April 24, 2013**.
3. Parties shall file their responses to the interrogatories on intervenor evidence by **May 3, 2013**.

All filings to the Board must quote the file number, EB-2012-0442, 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. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.ontarioenergyboard.ca](http://www.ontarioenergyboard.ca). If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette 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](mailto:Boardsec@ontarioenergyboard.ca)  
Tel: 1-888-632-6273 (toll free)  
Fax: 416-440-7656

**DATED at Toronto, April 12, 2013**

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary