



EB-2013-0053

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 Hydro One Networks Inc. for an order or orders pursuant to section 92 of the *Ontario Energy Board Act, 1998* for Leave to Construct upgraded electricity Transmission Line Facilities in the Kitchener-Waterloo-Cambridge-Guelph area.

PROCEDURAL ORDER NO. 3
June 5, 2013

Hydro One Networks Inc. ("Hydro One") filed an application on March 11, 2013, with the Ontario Energy Board (the "Board") under section 92 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, Schedule B (the "Act"). Hydro One has applied for an order of the Board granting leave to upgrade existing electricity transmission line facilities. The Board has assigned file number EB-2013-0053 to this application.

The Board issued a Notice of Application and Written Hearing on April 1, 2013. The Notice was published and served in accordance with the Board's instruction.

A number of parties requested and were granted intervenor status in this proceeding. In addition, the Board has issued two previous Procedural Orders during the course of this proceeding, which should be referenced for information regarding procedural history of this matter to date.

Responses to Board staff and Environmental Defence interrogatories were filed on May 16, 2013. On May 22, 2013, Environmental Defence filed a letter with the Board advising that it was seeking more complete responses from Hydro One with respect to certain interrogatories and that it may seek a revision to the case schedule if a motion is ultimately necessary.

On May 24, 2013, Hydro One filed a letter with the Board indicating that it was providing an excel spreadsheet that was filed in response to Environmental Defence Interrogatory #2. Hydro One stated that it is not intending to provide further response to the other requests of Environmental Defence. Hydro One took the view that the level of disclosure in the original interrogatory responses was more than adequate for the purposes of this proceeding.

On May 31, 2013, Environmental Defence filed a motion for full and adequate interrogatory responses (the "Motion"). Environmental Defence requested that the Motion be heard either in writing or orally. Environmental Defence also noted that if the Board provides a revised schedule in the next procedural order, it would not intend to provide evidence.

The Board has determined that it will hear the Motion orally.

The Board also notes that the hearing of the Motion will result in a revision to the dates for the filing of argument-in-chief, argument, and reply argument that were set out in Procedural Order No. 2.

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. Paragraphs **3, 4, and 5** of Procedural Order No. 2 are hereby rescinded.
2. The Motion filed by Environmental Defence will be heard on **Tuesday, June 18, 2013** at 9.30a.m. in the Board's Hearing Room at 2300 Yonge Street, 25th Floor, Toronto.
3. Any motion materials upon which Hydro One Networks wishes to rely on at the oral hearing shall be filed with the Board on or before **Friday, June 14, 2013**.
4. Any additional motion materials upon which Environmental Defence wishes to rely on at the oral hearing shall be filed with the Board on or before **Friday, June 14, 2013**.

All filings to the Board must quote the file number, EB-2013-0053, 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. If the web portal is not available you may email your document to the address below.

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, June 5, 2013

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary