

**Ontario Energy
Board**

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**Commission de l'énergie
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BY E-MAIL ONLY

June 19, 2013

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St, 27th Floor
P.O. Box 2319
Toronto, ON M4P 1E4

Dear Ms. Walli:

Re: Board Staff Interrogatories in EB-2013-0096

Pursuant to Procedural Order No. 1, please find enclosed Board Staff interrogatories in the above proceeding.

Yours truly,

Nabih Mikhail
Project Advisor, Electricity Facilities & Infrastructure

Copy to: Nicole Geneau, NextEra Energy Canada, ULC
George Vegh, McCarthy Tétrault LLP
Héloïse Apestéguy-Reux, McCarthy Tétrault LLP



Board Staff Interrogatories

**APPLICATION FOR LEAVE TO CONSTRUCT
TRANSMISSION FACILITIES FOR
GOSHEN WIND, INC.
EB-2013-0096**

June 19, 2013

APPLICANTS EXPERIENCE

Interrogatory 1

Reference:

- Exh. B/Tab 1/Sch. 1/p. 1/par. 1

Preamble:

At the reference it is stated in part that:

*Goshen Wind, Inc. (the "**Applicant**") is a special purpose vehicle established for the development, construction and operation of the Goshen Wind Energy Centre ("**GWEC**"). The Applicant is a corporation constituted under the laws of New Brunswick. The Applicant is a wholly-owned subsidiary of NextEra Energy Canada, ULC, which in turn is an indirect wholly-owned subsidiary of NextEra Energy Resources LLC. NextEra Energy Canada, ULC was incorporated as an Alberta corporation in 2006, with its head office in the City of Toronto, Ontario. NextEra Energy Canada, ULC and NextEra Energy Resources, LLC through their respective wholly-owned subsidiaries, both carry on the business of developing, owning, and operating energy generation facilities.*

Questions/Requests:

- (i) What experience does the Applicant have in the construction and operation of a similar type of facility as that proposed in this application?
- (ii) Please indicate what corporate organization capabilities exist to complete the applied for project.
- (iii) Please indicate whether the Applicant intends to make use of contractors and provide a summary of their experience in regards to the construction of such projects.

STATUS OF APPROVALS AND PERMITS NEEDED FOR PROJECT IMPLEMENTATION

Interrogatory 2

Reference:

- Exh. E/Tab 1/Sch. 1/pp. 1-2
- Exh. C/Tab 1/Sch. 1/p. 1

On page 1 of the first reference at paragraph 27, it is stated that:

27. *The below lists the documents and permits that must be obtained before the Project can be implemented, the reason why these are required, and how they relate to specific components of the Project.*

On page 2 of the first reference, a table lists five "Documents and Permits Required", with no dates listed as to when a final determination is expected in regard to a requirement or issuance of a Permit, except for the REA proceeding as it was indicated

in the second reference that receipt of the REA is expected by September 2013.

Requests:

- (i) Please provide the status of the other four "Documents and Permits Required", including the date of expected completion or determination of "no requirement" as the case may be.
- (ii) Have there been any objections to granting of the REA to the Applicant? If so by which parties?
- (iii) Upon completion of the REA proceeding, please file a copy of the REA approval with the Board.

LAND MATTERS

Interrogatory 3

Reference:

- Exh. F/Tab 1/Sch. 1/pp. 1 – 13
- Exh. F/Tab 1/Sch. 2 & Sch. 3 & Sch. 4 & Sch. 5

Preamble:

At page 1, paragraph 28 of the first reference, it is stated in part that:

*The Applicant has acquired rights to approximately 22.5 kilometers of private lands that are required for the Transmission Line. All affected landowners were offered a standard form transmission easement option agreement ("**Transmission Easement Option Agreement**").*

At page 1, paragraph 30 of the first reference, it is stated in part that:

The Applicant has had extensive discussions regarding the Transmission Line and the Transmission Easement with all of the landowners along the Corridor, including Adjacent Landowners.

At the second reference, four forms of Transmission Agreements are provided for use with applicable to landowners.

Question/Request:

- (i) Please clarify whether the Applicant secured all the applicable Transmission Agreements shown at the second reference that are needed from landowners across the Corridor including Adjacent Landowners? If not please provide an update to Tables A, B, C, and D listing in each of these Tables, only those having pending Agreements, and when to expect completion.

COST RESPONSIBILITY FOR STRANDED ASSETS & DECOMMISSIONING

Interrogatory 4

Preamble:

The pre-filed evidence did not address consequences and cost responsibility in the event of the proposed transmission assets being stranded due to uncontrollable events.

Questions/Clarifications:

- (i) In the absence of any evidence addressing consequences and cost responsibility in the event of the proposed transmission assets being stranded due to uncontrollable events, please acknowledge the Applicant's responsibility for removing the transmission and related facilities if construction of these transmission facilities does not proceed or is interrupted due to unforeseen events such as the inability to acquire or secure the various permits or due to a force majeure event?
- (ii) Did the Applicant set aside funds to address the events outlined in (i) above leading to stranded assets as well as for decommissioning, or alternatively guaranteeing performance by any other means? Please provide details.

CONNECTION REINFORCEMENT OF TRANSMISSION LINE L7S AND COST RECOVERY AGREEMENT ("CCRA")

Interrogatory 5

Note: *This interrogatory requires that the Applicant seek assistance from Hydro One Networks Inc. ("HONI") to respond to the Requests below, making sure that the deadline for Interrogatory Responses is met.*

Reference:

- Exh. B/Tab 2/Sch. 1/p1/par. 11
- Exh. H/Tab 1/Sch. 2/p. 2/Transmitter Requirement – (2)/SIA Report, December 23, 2011/

At the first reference it is stated in part that:

*[...] The Facility will connect the GWEC to HONI's 115 kV L7S Circuit (the "**L7S Circuit**"), all within the County.*

At the second reference, the SIA Report states that:

(2) The transmitter shall modify the protections on circuit L7S and the 115 kV Seaforth TS to incorporate the project.

Request:

- (i) In regard to the above reference, please provide a description and cost of the

- (ii) reinforcements to be carried out by HONI on its L7S transmission line and the protection modification on circuit L7S and at the 115 kV Seaforth TS.
- (iii) Please provide the status of the Connection and Cost Recovery Agreement (the "CCRA") between HONI and the Applicant.
- (iv) Upon finalization of the CCRA, please file a copy with the Board.