



EB-2013-0196
EB-2013-0187
EB-2013-0198

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 Inc. for leave to purchase all of the issued and outstanding shares of Norfolk Power Inc. under section 86(2)(b) of the *Ontario Energy Board Act, 1998*.

AND IN THE MATTER OF an application by Norfolk Power Distribution Inc. for leave to dispose of its distribution system to Hydro One Networks Inc. under section 86(1)(a) of the *Ontario Energy Board Act, 1998*.

AND IN THE MATTER OF an application by Hydro One Networks Inc. seeking to include a rate rider in the 2013 Ontario Energy Board approved rate schedule of Norfolk Power Distribution Inc. to give effect to a 1% reduction relative to 2012 base electricity delivery rates (exclusive of rate riders) under section 78 of the *Ontario Energy Board Act, 1998*.

PROCEDURAL ORDER NO. 3

August 6, 2013

Hydro One Networks Inc. (“HONI”) and Norfolk Power Distribution Inc. (“NPDI”), both licensed electricity distributors, and Hydro One Inc., HONI’s parent company (the “Applicants”), filed related applications dated April 26, 2013 with the Ontario Energy Board (the “Board”). Specifically:

1. Hydro One Inc. applied for leave to purchase all of the issued and outstanding shares of Norfolk Power Inc. under section 86(2)(b) of the *Ontario Energy Board Act, 1998* (the “Act”) – Board file number: **EB-2013-0196**;
2. NPDI applied for leave to dispose of its distribution system to HONI under section 86(1)(a) of the Act – Board file number: **EB-2013-0187**; and
3. HONI applied for inclusion of a rate rider in the 2013 Board approved rate schedule of NPDI to give effect to a 1% reduction relative to 2012 base electricity delivery rates (exclusive of rate riders) under section 78 of the Act – Board file number: **EB-2013-0198**.

Pursuant to its authority under section 21(5) of the Act, the Board decided to consider these applications together in a consolidated proceeding and issued its Notice of Applications and Hearing on May 31, 2013.

Confidential Filing

Certain information in Exhibit A, Tab 3, Schedule 1, Attachment 6 of the Applicants' pre-filed evidence (the "Attachment") was redacted by the Applicants due to claims that the information is not relevant to the proceeding, and/or claims that the information is confidential.

On August 1, 2013, Procedural Order No. 2 was issued, in which the Board stated that subject to any objections by the Applicants, the Board will allow qualified parties access to the Confidential Version (as the term is defined in Procedural Order No.2) of the document and made relevant provisions.

The Board received correspondence from counsel to Norfolk County and NPDI dated August 4, 2013 noting that on page 4 of Procedural Order No. 2 Schedule 3.1 (R) is cited twice and that the second reference should be to Schedule 3.1 (AA) as this is the schedule that deals with Bank Accounts. The Board confirms that this observation is correct and that the second reference to Schedule 3.1 (R) should be replaced with Schedule 3.1 (AA).

NPDI also requested that the date of August 7, 2013 in paragraph No. 1 of Procedural Order No. 2 be extended to August 8, 2013. The Board will grant the extension as requested and will provide for an additional procedural step.

THE BOARD ORDERS THAT:

1. The date in Paragraph 1 of Procedural Order No.2 is extended to **August 8, 2013**. Specifically, if the Applicants object to providing the Confidential Version of the Attachment to counsel or an expert or consultant for a party who execute and file with the Board a Declaration and Undertaking in the form set out in Appendix C of the Practice Direction, they shall file their written objection with the Board and serve it on all intervenors on or before **August 8, 2013**.
2. If the person, to whom the Applicants' objection relates, wishes to reply to the objection, such reply shall be filed with the Board and served on all intervenors on or before **August 9, 2013**.

3. All other dates in Procedural Order No. 2 remain in effect.

All filings to the Board must quote file numbers, **EB-2013-0196**, **EB-2013-0187** or **EB-2013-0198**, be made electronically through the Board's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/> in searchable/unrestricted PDF format. Two paper copies must also be filed at the Board's address provided below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. 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.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Gona Jaff at gona.jaff@ontarioenergyboard.ca and Board Counsel, Kristi Sebalj at kristi.sebalj@ontarioenergyboard.ca.

ADDRESS

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DATED at Toronto August 6, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary