



EB-2013-0116

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 Cambridge and
North Dumfries Hydro Inc. for an order approving just and
reasonable rates and other charges for electricity distribution
to be effective May 1, 2014.

PROCEDURAL ORDER NO. 3

February 27, 2014

Cambridge and North Dumfries Hydro Inc. ("CND") filed a complete cost of service application with the Ontario Energy Board (the "Board") on October 28, 2013 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for changes to the rates that CND charges for electricity distribution, to be effective May 1, 2014. The Board issued a Notice of Application and Hearing dated November 12, 2013.

Confidentiality Request

Pursuant to Procedural Order No.2, CND filed its interrogatory responses with the Board on February 25, 2014, in which CND has asked the Board to hold the responses to School Energy Coalition ("SEC") interrogatory 7.1-SEC-40 (d) in confidence.

The interrogatory requested that CND provide the most recent financial statements for Cambridge and North Dumfries Energy Solutions Inc. and Cambridge and North Dumfries Energy Plus Inc. CND states that these two companies are non-regulated affiliates. CND proposes to file the financial statements for CND Energy Plus Inc. and CND Energy Solution Inc. for the period ending September 30, 2013 on a confidential basis. CND further explains that CND Energy Solution Inc. is a corporation engaged in

a competitive business and the public disclosure of these financial statements could prejudice the affiliate's competitive position.

As set out in the Board's *Practice Direction on Confidential Filings* (the "Practice Direction"), it is the Board's general policy that all evidence should be on the public record unless disclosure is prohibited. This reflects the Board's view that its proceedings should be open, transparent and accessible. The Practice Direction seeks to balance these objectives with the need to protect information properly designated as confidential.

As an interim measure, the Board will allow any counsel for intervenors that wish to review the confidential documents to do so after signing a copy of the Board's Declaration and Undertaking with respect to confidential documents, and filing it with the Board and serving on CND.

Intervenors and Board staff who object to CND's request for confidential treatment shall file their submissions in accordance with the dates below.

The Board considers it necessary to make provision for the following matters related to this proceeding.

THE BOARD ORDERS THAT:

1. Intervenors or Board staff who wish to object to CND's claim for confidential treatment of the financial statements for CND Energy Plus Inc. and CND Energy Solutions Inc. for the period ending September 30, 2013 shall file their submission with the Board and deliver it to all parties on or before **March 4, 2014**.
2. CND shall file its response, if any, to the submissions of parties regarding the confidential treatment of the financial statements for CND Energy Plus Inc. and CND Energy Solutions Inc. for the period ending September 30, 2013 with the Board and deliver it to all parties by **March 6, 2014**.

All filings to the Board must quote the file number, EB-2013-0116, 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, Silvan Cheung at Silvan.Cheung@ontarioenergyboard.ca and Board Counsel, Maureen Helt at Maureen.Helt@ontarioenergyboard.ca.

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, **February 27, 2014**

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary