



EB-2013-0339

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 wpd White
Pines Wind Incorporated for an order or orders pursuant
to section 92 of the *Ontario Energy Board Act*, 1998
granting leave to construct transmission facilities in
Prince Edward County.

PROCEDURAL ORDER NO. 2

May 9, 2014

wpd White Pines Wind Incorporated (the “Applicant”) filed an application with the Ontario Energy Board (the “Board”), dated September 18, 2013, under section 92, 96 and 97 of the *Ontario Energy Board Act*, 1998 (“the Act”). The Applicant has applied for an order of the Board granting leave to construct an electricity transmission line and associated facilities which will connect a 59.45 MW wind-powered electricity generation facility to the Ontario transmission system. The Board has assigned file number EB-2013-0339 to this application.

The Board issued a Notice of Application and Written Hearing on October 9, 2013. The Notice was published and served by the Applicant as directed by the Board.

On March 6, 2014, the Board issued Procedural Order No. 1 granting intervenor status to the following parties: County of Prince Edward, the Alliance to Protect Prince Edward County (“APPEC”), Al S. Warunkiw, and Gordon Gibbons. In accordance with Procedural Order No. 1 and the Board’s letter of March 17, 2014 which provided the deadlines for filing interrogatories and responses, interrogatories were filed by the four intervenors and Board Staff and responded to by the Applicant. Procedural Order No. 1 also required Board Staff and intervenors to indicate if it is their intention to file evidence

by April 23, 2014. The intervenors have indicated that they intend to file evidence relating to the issues before the Board.

Intervenors are reminded of the scope of the Board's jurisdiction as set out in Procedural Order No. 1. The Board will only approve this application if it finds the electricity transmission line to be in the public interest. In making this determination, subsection 96(2) of the Act limits the scope of what the Board shall consider, namely:

1. The interests of consumers with respect to prices and the reliability and quality of electricity service.
2. Where applicable and in a manner consistent with the policies of the Government of Ontario, the promotion of the use of renewable energy sources.

The Act does not provide the Board with the jurisdiction to address issues relating to the Applicant's wind generation facility itself, nor to environmental issues.

Further, the Act states that leave to construct shall not be granted until the Applicant satisfies the Board that it has offered or will offer to each owner of land affected by the approved route or location an agreement in a form approved by the Board.

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. Intervenors and Board Staff shall file any evidence on which they plan to rely on before **May 26, 2014**.
2. Parties seeking information on the evidence filed by Board Staff and/or intervenors shall request it by written interrogatories filed with the Board and delivered to the Applicant, Board Staff and all intervenors on or before **June 9, 2014**.
3. Parties shall file with the Board and deliver to all intervenors and Board Staff a complete response to each of the interrogatories relating to evidence filed on or before **June 23, 2014**.

All filings to the Board must quote the file number, EB-2013-0339, 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. 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.

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, May 9, 2014

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary