



**EB-2014-0238**

**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 Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP seeking changes to the electricity transmission revenue requirement for 2015 and 2016 to be effective January 1, 2015 and January 1, 2016.

### **PROCEDURAL ORDER NO. 1**

**September 9, 2014**

Great Lakes Power Transmission Inc. on behalf of Great Lakes Power Transmission LP ("GLPT") filed a complete cost of service application with the Ontario Energy Board (the "Board") on July 14, 2014 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for changes to the electricity transmission revenue requirement for 2015 and 2016 to be effective January 1, 2015 and January 1, 2016. The Board has assigned the application file number EB-2014-0238.

A Notice of Application and Hearing ("Notice") was issued on August 5, 2014. Each of Energy Probe Research Foundation ("Energy Probe"), the Vulnerable Energy Consumers Coalition ("VECC"), School Energy Coalition ("SEC"), Upper Canada Transmission Inc. ("NextBridge") and the Independent Electricity System Operator ("IESO") applied for intervenor status. Energy Probe, VECC and SEC also applied for cost eligibility.

I approve Energy Probe, VECC, SEC, NextBridge and IESO as intervenors. The list of parties in this proceeding is attached as Appendix A to this Procedural Order. I have also determined that Energy Probe, VECC and SEC are eligible to apply for an award of costs under the Board's *Practice Direction on Cost Awards*.

Cost eligible intervenors should be aware that the Board will not generally allow the recovery of costs for the attendance of more than one representative of any party, unless a compelling reason is provided when cost claims are filed.

### **Issues List**

The Board will establish the process by which an issues list will be determined subsequent to the filing of interrogatory responses. It is the Board's expectation that parties will be best positioned to identify issues relevant to GLPT's application at that stage of the hearing process. The final issues list will be approved by the Board prior to the settlement conference and hearing, if required, to facilitate an efficient hearing process.

### **Interrogatories**

At this time, provision will be made for written interrogatories. Parties are reminded not to engage in detailed exploration of items that do not appear to be material. The materiality thresholds documented in Chapter 2 of the Filing Requirements for Electricity Transmission Applications should be used to guide the parties. In making its decision on cost awards, the Board will consider whether intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues.

Parties are also reminded to consult sections 26 and 27 of the Board's *Rules of Practice and Procedure* (as revised April 24, 2014) regarding required naming and numbering conventions and other matters related to interrogatories.

### **Confidentiality**

In a letter to the Board dated July 14, 2014 GLPT requested confidential treatment for certain sections of Exhibit 3 Tab 1 Schedule 2 of the application on the basis that public disclosure of the historical and forecasted charge determinant data would prejudice GLPT's load customers. GLPT indicated that substantially the same information received confidential treatment in prior rate applications. GLPT filed the confidential

sections of Exhibit 3 Tab 1 Schedule 2 with the Board on July 14, 2014. On August 26, 2014 GLPT filed an unredacted version of Schedule 2.

I have decided to designate as confidential, on an interim basis, the sections of Exhibit 3 Tab 1 Schedule 2 for which GLPT requests confidential treatment. Any external counsel or external consultant for intervenors that wishes to review the requested confidential information, i.e. unredacted Exhibit 3 Tab1 Schedule 2, may do so after signing a copy of the Board's Declaration and Undertaking, filing it with the Board and serving it on GLPT.

Intervenors and Board staff who object to GLPT's request for confidential treatment shall file their submissions according to the schedule set out below. If the Board ultimately decides that the document should not be afforded the requested confidential treatment, it will be placed on the public record unless, within a period of five business days, and in accordance with section 5.1.12 of the Practice Direction, GLPT requests that the information be withdrawn.

I consider it necessary to make provision for the following matters related to this proceeding.

**IT IS THEREFORE ORDERED THAT:**

1. Intervenors or Board staff wishing to make submissions on the confidentiality status of certain sections of Exhibit 3 Tab1 Schedule 2 shall file such submissions with the Board and deliver them to GLPT and all other parties on or before **September 16, 2014**.
2. If GLPT wishes to respond to any submissions on the confidentiality status of certain sections of Exhibit 3 Tab1 Schedule 2, it shall file such submissions with the Board and deliver them to the relevant intervenor and all other parties on or before **September 23, 2014**.
3. Board staff shall request any relevant information and documentation from GLPT that is in addition to the evidence already filed, by written interrogatories filed with the Board and served on all parties on or before **September 15, 2014**.

4. Intervenor shall request any relevant information and documentation from GLPT that is in addition to the evidence already filed, by written interrogatories filed with the Board and served on all parties on or before **September 22, 2014**.
5. GLPT shall file with the Board complete written responses to all interrogatories and serve them on all intervenors and Board staff on or before **October 14, 2014**.
6. Following its review of GLPT's responses to interrogatories, the Board will determine if a technical conference is required. If required, a transcribed Technical Conference will be held **October 21, 2014** starting at 9:30 in the Board's Offices at 2300 Yonge Street, 25th floor, Toronto, Ontario to clarify any matters arising from the interrogatories only. Parties intending to participate in the Technical Conference are to notify GLPT, and copy all parties, of the topic areas for questioning by **October 17, 2014**.
7. A Settlement Conference among the parties and Board staff will be convened on **October 27, 2014** starting at 9:30 a.m., at 2300 Yonge Street, 25th floor, Toronto. If necessary, the Settlement Conference will continue on **October 28, 2014**.
8. Any settlement proposal arising from the Settlement Conference shall be filed with the Board on or before **November 12, 2014**. In addition to outlining the terms of any settlement, the settlement proposal should contain a list of any unsettled issues, indicating with reasons whether the parties believe those issues should be dealt with by way of oral or written hearing.
9. Any submission from Board staff on a settlement proposal shall be filed with the Board and served on all parties within 7 days from when a settlement proposal is filed.
10. If there is no settlement proposal arising from the Settlement Conference, GLPT shall file a statement to that effect with the Board by **October 30, 2014**. In that event, parties shall file and serve on the other parties by **November 4, 2014** any submissions on which issues shall be heard in writing, and for which issues the Board should hold an oral hearing.

All filings to the Board must quote the file number, EB-2014-0238, 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, Richard Battista at [Richard.Battista@ontarioenergyboard.ca](mailto:Richard.Battista@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](mailto:boardsec@ontarioenergyboard.ca)  
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**DATED** at Toronto, **September 9, 2014**

**ONTARIO ENERGY BOARD**

**By delegation, before: Kristi Sebalj**

*Original signed by*

Kristi Sebalj  
Registrar

**Appendix “A”**

**List of Parties**

**Great Lakes Power Transmission LP**

**(2015 and 2016 Test Years)**

**EB-2014-0238**

**September 9, 2014**

Great Lakes Power Transmission Inc.  
EB-2014-0238

**APPLICANT & LIST OF INTERVENORS**

September 9, 2014

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**APPLICANT**

**Rep. and Address for Service**

**Great Lakes Power  
Transmission Inc.**

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**APPLICANT**

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**APPLICANT & LIST OF INTERVENORS**

September 9, 2014

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**INTERVENORS**

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September 9, 2014

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September 9, 2014

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September 9, 2014

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