



**EB-2013-0442**

**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 Sumac Ridge Incorporated for an Order or Orders pursuant to section 41(9) of the *Electricity Act*, 1998, S.O. 1998, c. 15, Schedule A establishing a location for the applicant's distribution facilities on public road allowances owned by the Municipality of Kawartha Lakes, Ontario, as set out in this application.

## **PROCEDURAL ORDER NO. 2**

**October 23, 2014**

wpd Sumac Ridge Incorporated (the "Applicant") filed an application dated December 20, 2013 with the Ontario Energy Board (the "Board"), under subsection 41(9) of the *Electricity Act*, 1998, c.15, Schedule A for an order or orders establishing a location of certain distribution facilities to run above a portion of Gray Road and to cross beneath Wild Turkey Road, as described in Exhibit C, Tab 1, Schedule 1 of the application.

The Board issued its Notice of Application and Written Hearing (the "Notice") and Letter of Direction to the Applicant on January 27, 2014. The Applicant submitted an affidavit confirming service of the Board's Notice on May 6, 2014.

### **Procedural Matters**

On August 7, 2014, the Board issued Procedural Order No. 1 setting out the dates for filing interrogatories, responses to interrogatories and submissions. The Board also directed Board staff and intervenors to inform the Board if they wished to file evidence and noted that the dates for submissions would be revised if any party decided to file evidence.

Pursuant to Procedural Order No. 1 Board staff and Ms. Salmon submitted interrogatories and the Applicant submitted its response to the interrogatories on September 8, 2014.

Following the filing of the responses to interrogatories the Applicant filed a letter dated October 7<sup>th</sup>, 2014 with the Board requesting additional time, until November 14, 2014, to prepare the detailed engineering drawings requested in Board Staff Interrogatory No. 1. The Applicant also requested that the Board hold the application in abeyance until the additional information is filed.

Given the relevance of the requested information the Board has decided to grant the Applicant's request for extension and will hold the application in abeyance until the noted information is filed. The Board's directs the Applicant to file the requested information by November 28, 2014 and to notify the Board at the earliest if it is unable to meet the above deadline and its reasons for not being able to meet the deadline. Should the Applicant fail to file the subject information on time or provide an explanation as to why it cannot do so the Board will consider whether or not it will hear the application in its current form.

Further, the Board has also received a letter from Ms. Salmon indicating that she wishes to file intervenor evidence. The Board will issue further procedural orders setting out the schedule for filing intervenor evidence and the testing of that evidence, after the above noted information has been filed by the Applicant. Accordingly, the dates for submissions in Procedural Order No. 1 are hereby postponed.

#### **THE BOARD ORDERS THAT:**

1. The Applicant shall file with the Board the information requested in Board staff interrogatory No. 1 relating to the location of the proposed facilities, and deliver them to all intervenors on or before **November 28, 2014**. If the Applicant is unable to meet the November 28, 2014 deadline, the Applicant shall notify the Board at the earliest and provide explanation as to why it has not been able to meet the deadline.
2. The dates for submissions set out in Procedural Order No. 1 (items 5 to 7) are hereby postponed.

All filings to the Board must quote the file number, EB-2013-0442, 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](http://www.ontarioenergyboard.ca). If the web portal is not available you may email your document to the address below.

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](mailto:Boardsec@ontarioenergyboard.ca)  
Tel: 1-888-632-6273 (toll free)  
Fax: 416-440-7656

**DATED at Toronto, October 23, 2014**

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary