



EB-2014-0022

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 Suncor
Energy Products Inc. for an Order granting leave to
construct a new transmission line and associated facilities.

PROCEDURAL ORDER NO. 8

November 14, 2014

Suncor Energy Products Inc., ("Suncor") filed an application (the "Application") with the Ontario Energy Board (the "Board"), dated January 21, 2014 under sections 92, 96(2), 97 and 101 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, Schedule B. Suncor has applied for an order of the Board for leave to construct approximately 15 kilometres of 115 kilovolt electricity transmission line and associated facilities (the "Transmission Facilities") to connect Suncor's Cedar Point II Wind Energy Project to the IESO-controlled grid. Suncor is also seeking an order approving the forms of agreements with landowners and an order approving the construction of certain transmission facilities upon, under or over a highway, utility line or ditch.

In Procedural Order No. 5 the Board made provision for the filing of written argument. Hydro One Networks Inc. ("Hydro One") filed argument which the Board considered to be new evidence potentially determinative to its decision making. Accordingly, the Board made provisions in Procedural Order No. 6 for Hydro One to file evidence related to the prospective work and incremental costs that may arise from the construction of the proposed Transmission Facilities. The Board also made provision for the submission of interrogatories and responses on this matter. Board staff filed interrogatories and Hydro One submitted responses. In its response, Hydro One

asserted that the proposed Transmission Facilities would, or could result in prospective incremental distribution work and costs, and that the company needed certainty in the form of a signed agreement with Suncor in order to ensure that it would not be responsible for those incidental costs.

By way of Procedural Order No. 7 the Board ordered that Suncor should have the opportunity to supplement its argument-in-chief and that Board staff and other parties should have an opportunity to file any further submissions they have on this subject.

Upon reviewing the submissions of Suncor, Board staff and the parties, the Board is of the view that it is desirable to make provision for an oral hearing on the specific issue of identification of the incremental cost and operational impacts which have an effect on price, reliability and quality of service in Hydro One's distribution system and the treatment of those impacts in a manner that is consistent with the Board's jurisdiction in a leave to construct application. Specifically, the Board is interested in evidence related to two areas. The first pertains to the costs of reconfiguration, replacement or relocation of existing infrastructure caused by the construction and existence of the proposed transmission facility. The second area pertains to the operational arrangements between Hydro One and Suncor that Hydro One argues are necessitated by the existence of proposed transmission facility. To be clear, the Board is interested in determining those impacts that arise as a result of the proposed transmission as they pertain to the existing infrastructure as opposed to impacts that may arise in relation to future distribution assets.

This scope is consistent with the Board's determinations in EB-2011-0063 and EB-2011-0027 where the Board determined that impacts on existing distribution systems as they relate to price, reliability and quality of service are considerations within the scope of section 92 applications.

The Board directs Hydro One to put forward a witness panel for this purpose and to ensure its witnesses are prepared to answer questions with respect to the issues as set out above.

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

THE BOARD ORDERS THAT:

1. Hydro One will make available a witness panel for examination in chief and cross examination on the issue of the identification of the incremental impacts that arise as a result of a direct impact on price, reliability and quality of service of Hydro One's existing distribution system and the treatment of those impacts in a manner that is consistent with the Board's jurisdiction in a leave to construct application. The oral hearing on this specific issue will take place on **November 27, 2014** at the Board's offices at 2300 Yonge Street, 25th floor at 9:30 am.

All filings to the Board must quote file number **EB-2014-0022**, 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. Parties shall 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, 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, Leïla Azaïez at leila.azaiez@ontarioenergyboard.ca and Board Counsel, 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, November 14, 2014

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary