



**EB-2015-0004**

**Hydro Ottawa Limited**

**Application for electricity distribution rates for the  
period from January 1, 2016 to December 31, 2020.**

**PROCEDURAL ORDER NO. 1**

**June 12, 2015**

Hydro Ottawa Limited (Hydro Ottawa) filed a custom incentive rate application with the Ontario Energy Board (OEB) on April 29, 2015 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 Hydro Ottawa charges for electricity distribution, to be effective January 1, 2015 and for each following year through to December 31, 2020.

A Notice of Hearing (Notice) was issued on May 27, 2015. Each of Allstream Inc., Consumers Council of Canada (CCC), Energy Probe Research Foundation (Energy Probe), Mr. Sean Maguire, Quebecor Media Inc., Rogers Communications Partnership, School Energy Coalition (SEC), Sustainable Infrastructure Alliance of Ontario (SIA), TELUS Communications Company, and Vulnerable Energy Consumers Coalition (VECC) applied for intervenor status. Each of CCC, Energy Probe, Mr. Maguire, SEC, SIA and VECC also applied for cost eligibility. No objection was received from Hydro Ottawa.

I approve all applications for intervenor status. The list of parties in this proceeding is attached as Schedule A to this Procedural Order. I have also determined that each of CCC, Energy Probe, Mr. Maguire, SEC, SIA and VECC is eligible to apply for an award of costs under the OEB's Practice Direction on Cost Awards.

Cost eligible intervenors should be aware that the OEB 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.

Individuals that represent their own interests should carefully review the OEB's Practice Direction on Cost Awards for information about the types of costs and disbursements that an individual may claim. For example, while wage or salary losses incurred as a result of participating in an OEB hearing may be claimed, fees are not generally permitted to be claimed by individuals under the OEB's Cost Award Tariff.

Being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

### **Application Presentation**

Hydro Ottawa requested that the OEB provide for a presentation of its evidence before interrogatories are filed to allow an opportunity for its witnesses to provide an overview of the application.

I am making provision for the presentation of the application to the OEB, OEB staff and intervenors. The purpose of the presentation is not to provide an opportunity for cross-examination by the parties, but rather for Hydro Ottawa to present the "customized" aspects of its application, and to respond to any questions of clarification.

### **Issues List**

It is the OEB's expectation that parties will be best positioned to identify issues relevant to Hydro Ottawa's application after the applicant has responded to interrogatories, and following a technical conference, should it be required. Hydro Ottawa, OEB staff and the intervenors shall develop and OEB staff shall file a proposed issues list for the OEB's consideration. The OEB will approve an issues list prior to the settlement conference.

### **Interrogatories**

At this time, I am also making provision for written interrogatories.

Parties should examine the value presented by the proposed investments as opposed to focussing only on the costs. Parties should also assess the fit between the applicant's plans and its stated objectives, and consider how the plans contribute to positive outcomes for customers, in particular those outcomes that arise from the asset management decisions reflected in the applicant's distribution system plan. The OEB will consider the entire five year distribution system plan to assess the planning and pacing proposals of the applicant and whether the requests are appropriately aligned

with the distribution system plan. The OEB will also consider productivity and benchmarking results in assessing cost forecasts, bill impacts, and distributor performance.

Parties should not engage in detailed exploration of items that do not appear to be material. Parties should use the materiality thresholds documented in Chapter 2 of the Filing Requirements as a guide. In making its decision on cost awards, the OEB will consider whether intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues.

Parties should consult sections 26 and 27 of the OEB's Rules of Practice and Procedure regarding required naming and numbering conventions and other matters related to interrogatories.

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

**IT IS THEREFORE ORDERED THAT:**

1. Interested parties, the applicant, and the OEB, including staff, will convene on June 23, 2015 starting at 9:30 a.m. in the OEB's offices at 2300 Yonge Street, 25th floor, Toronto, Ontario for Hydro Ottawa to present its application and to answer questions of clarification.
2. OEB staff shall request any relevant information and documentation from Hydro Ottawa that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by July 8, 2015.
3. Intervenors shall request any relevant information and documentation from Hydro Ottawa that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by July 10, 2015.
4. Hydro Ottawa shall file with the OEB complete written responses to all interrogatories and serve them on all intervenors and OEB staff by July 31, 2015.
5. Following its review of Hydro Ottawa's responses to interrogatories, the OEB will determine if a technical conference is required. If required, a transcribed technical conference will be held August 13, 2015 starting at 9:30 a.m. in the OEB's offices at 2300 Yonge Street, 25th floor, Toronto, Ontario to clarify any matters arising from the interrogatories only. If required, the technical

conference will continue on August 14, 2015. Parties intending to participate are to notify Hydro Ottawa, and copy all parties of the topic areas for questioning by August 10, 2013.

6. OEB staff shall file a proposed issues list, or, alternatively, shall advise the OEB in writing that the parties and OEB staff have been unable to reach an agreement on a draft issues list by August 20, 2015.
7. A settlement conference among the parties and OEB staff will be convened on August 25, 2015 starting at 9:30 a.m., at 2300 Yonge Street, 25th floor, Toronto. If necessary, the settlement conference will continue on August 26, 2015.
8. Any settlement proposal arising from the settlement conference shall be filed with the OEB by September 15, 2015. 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 OEB staff on a settlement proposal shall be filed with the OEB 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, Hydro Ottawa shall file a statement to that effect with the OEB by August 31, 2015. In that event, parties shall file and serve on the other parties by September 4, 2015 any submissions on which issues shall be heard in writing, and for which issues the OEB should hold an oral hearing.

All filings to the OEB must quote the file number, EB-2015-0004, be made in searchable / unrestricted PDF format electronically through the OEB's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed at the OEB'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, Christie Clark at [christie.clark@ontarioenergyboard.ca](mailto:christie.clark@ontarioenergyboard.ca) and OEB counsel, Maureen Helt at [maureen.helt@ontarioenergyboard.ca](mailto: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](mailto:boardsec@ontarioenergyboard.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, **June 12, 2015**

**ONTARIO ENERGY BOARD**

**By delegation, before: Kristi Sebalj**

*Original Signed By*

Kristi Sebalj  
Registrar

**SCHEDULE "A"**

**Hydro Ottawa Limited**

**Board File No. EB-2015-0004**

**APPLICANT & LIST OF INTERVENORS**

**Dated: June 12, 2015**

**Hydro Ottawa Limited  
EB-2015-0004**

**APPLICANT & LIST OF INTERVENORS**

June 12, 2015

**APPLICANT**

**Rep. and Address for Service**

**Hydro Ottawa Limited**

**Geoff Simpson**

Chief Financial Officer  
Hydro Ottawa Limited  
3025 Albion Road N.  
P.O. Box 8700  
Ottawa, ON K1G 3S4

Tel: 613-738-5499  
Fax: Not Provided  
[regulatoryaffairs@hydroottawa.com](mailto:regulatoryaffairs@hydroottawa.com)

**APPLICANT COUNSEL**

**Fred Cass**

Aird & Berlis LLP  
Suite 1800, P.O. Box 754  
Brookfield Place, 181 Bay Street  
Toronto ON M5J 2T9  
Tel: 416-865-7742  
Fax: 416-863-1515  
[fcass@airdberlis.com](mailto:fcass@airdberlis.com)

**INTERVENORS**

**Rep. and Address for Service**

**Allstream Inc.**

**David Peaker**

Allstream Inc.  
150 Laurier Avenue West  
4th Floor  
Ottawa ON K1P 5J4  
Tel: 613-688-8693  
Fax: 613-688-8303  
[iworkstation@mtsallstream.com](mailto:iworkstation@mtsallstream.com)

**Hydro Ottawa Limited  
EB-2015-0004**

**APPLICANT & LIST OF INTERVENORS**

June 12, 2015

**Consumers Council of  
Canada**

**Julie Girvan**

Consultant  
Consumers Council of Canada  
62 Hillside Ave. East  
Toronto ON M4S 1T5  
Tel: 416-322-7936  
Fax: 416-322-9703  
[jgirvan@uniserve.com](mailto:jgirvan@uniserve.com)

**Ruth Greey**

consultant  
Consumers Council of Canada  
147 Yonge Blvd.  
Toronto ON M5M 3H3  
Tel: 416-483-2696  
Fax: Not Provided  
[rgreey@gmail.com](mailto:rgreey@gmail.com)

**Energy Probe Research  
Foundation**

**Randy Aiken**

Aiken & Associates  
578 McNaughton Ave. W.  
Chatham ON N7L 4J6  
Tel: 519-351-8624  
Fax: 519-351-4331  
[randy.aiken@sympatico.ca](mailto:randy.aiken@sympatico.ca)

**David MacIntosh**

Case Manager  
Energy Probe Research Foundation  
225 Brunswick Avenue  
Toronto ON M5S 2M6  
Tel: 416-964-9223 Ext: 235  
Fax: 416-964-8239  
[DavidMacIntosh@nextcity.com](mailto:DavidMacIntosh@nextcity.com)



**Hydro Ottawa Limited  
EB-2015-0004**

**APPLICANT & LIST OF INTERVENORS**

June 12, 2015

**Independent Participants**

**Sean Maguire**

27 Carola St  
Nepean ON K2G 0X9  
[smagu039@uottawa.ca](mailto:smagu039@uottawa.ca)

**Quebecor Media**

**Yanick Boily**

Director Reg Affairs Telecom  
Quebecor Media  
612 St-Jacques Street  
15th Floor, South Tower  
Montreal QC H3C 4M8  
Tel: 514-380-7313  
Fax: 514-380-4664  
[yanick.boily@quebecor.com](mailto:yanick.boily@quebecor.com)

**Rogers Communications  
Partnership**

**Leslie Milton**

Fasken Martineau DuMoulin LLP  
55 Metcalfe St.  
Suite 300  
Ottawa ON K1P 6L5  
Tel: 613-236-3882  
Fax: Not Provided  
[lmilton@fasken.com](mailto:lmilton@fasken.com)

**Michael Piaskoski**

Director  
Rogers Communications Partnership  
333 Bloor St. E.  
9th Floor  
Toronto ON M4W 1G9  
Tel: 416-935-4808  
Fax: Not Provided  
[michael.piaskoski@rci.rogers.com](mailto:michael.piaskoski@rci.rogers.com)

**Hydro Ottawa Limited  
EB-2015-0004**

**APPLICANT & LIST OF INTERVENORS**

June 12, 2015

**School Energy Coalition**

**Wayne McNally**

SEC Coordinator  
Ontario Public School Boards' Association  
439 University Avenue  
18th Floor  
Toronto ON M5G 1Y8  
Tel: 416-340-2540  
Fax: 416-340-7571  
[wmcnally@opsba.org](mailto:wmcnally@opsba.org)

**Jay Shepherd**

Jay Shepherd Professional Corporation  
2300 Yonge St. Suite 806  
P.O. Box 2305  
Toronto ON M4P 1E4  
Tel: 416-483-3300  
Fax: 416-483-3305  
[jay.shepherd@canadianenergylawyers.com](mailto:jay.shepherd@canadianenergylawyers.com)

**Mark Rubenstein**

Jay Shepherd Professional Corporation  
2300 Yonge St. Suite 806  
P.O. Box 2305  
Toronto ON M4P 1E4  
Tel: 416-483-3300  
Fax: 416-483-3305  
[mark.rubenstein@canadianenergylawyers.com](mailto:mark.rubenstein@canadianenergylawyers.com)

**Sustainable Infrastructure  
Alliance of Ontario**

**Dionisio Rivera**

Sustainable Infrastructure Alliance of Ontario  
303 - 1350 Kensington Pkwy  
Brockville ON K6V 6B9  
Tel: 416-824-8073  
Fax: Not Provided  
[dionisio.rivera@live.com](mailto:dionisio.rivera@live.com)

**Hydro Ottawa Limited  
EB-2015-0004**

**APPLICANT & LIST OF INTERVENORS**

June 12, 2015

**TELUS Communications Inc.**    **Charlene Schneider**  
Director  
TELUS Communications Inc.  
Floor 21, 10020 - 100 Street  
Edmonton AB T5J 0N5  
Tel: 780-493-5777  
Fax: 780-423-0924  
[charlene.schneider@telus.com](mailto:charlene.schneider@telus.com)

**Vulnerable Energy  
Consumers Coalition**                    **Michael Janigan**  
  
Counsel  
Public Interest Advocacy Centre  
31 Hillside Avenue East  
Toronto ON M4S 1T4  
Tel: 416-840-3907 Ext:  
Fax: Not Provided  
[mjanigan@piac.ca](mailto:mjanigan@piac.ca)

**Mark Garner**  
Project Manager  
Econalysis Consulting Services  
34 King Street East  
Suite 630  
Toronto ON M5C 2X8  
Tel: 647-408-4501  
Fax: 416-348-0641  
[markgarner@rogers.com](mailto:markgarner@rogers.com)

**Bill Harper**  
Econalysis Consulting Services  
34 King Street East  
Suite 630  
Toronto On M5C 2X8  
Tel: 416-348 0193  
Fax: Not Provided  
[bharper@econalysis.ca](mailto:bharper@econalysis.ca)