



EB-2016-0152

Ontario Power Generation Inc.

**Application for payment amounts for the period from
January 1, 2017 to December 31, 2021.**

**PROCEDURAL ORDER NO. 2
September 26, 2016**

Ontario Power Generation Inc. (OPG) filed an application with the Ontario Energy Board (OEB) on May 27, 2016 under section 78.1 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for changes in payment amounts for the output of its nuclear generating facilities and most of its hydroelectric generating facilities. The request seeks approval for nuclear payment amounts to be effective January 1, 2017 and for each following year through to December 31, 2021. The request seeks approval for hydroelectric payment amounts to be effective January 1, 2017 to December 31, 2017 and approval of the hydroelectric payment amount setting formula for the period January 1, 2017 to December 31, 2021.

School Energy Coalition's Request for Unredacted Transcripts from the 2014-2015 Payment Amounts Proceeding

An intervenor in this proceeding, the School Energy Coalition (SEC), filed correspondence on August 23, 2016 requesting that the OEB make available unredacted copies of certain transcripts from the 2014-2015 payment amounts proceeding (EB-21013-0321) related to the Darlington Refurbishment Program, specifically transcripts from:

- Technical Conference, Day 4 (July 9, 2014)
- Oral Hearing, Volume 15 (July 17, 2014)
- Oral Hearing, Volume 16 (July 18, 2014)

SEC submitted that the transcripts are relevant to the current proceeding and without the OEB providing copies, they are not accessible.

On September 1, 2016, OPG filed correspondence confirming that both the oral hearing transcripts can now be fully disclosed on the public record. OPG also confirmed that the Technical Conference transcript can be disclosed on the public record except for certain sections noted at pages 73, 133, 134 and 165. With respect to the redactions requested on page 165, OPG noted that the redactions relate to information that the SNC Lavalin Nuclear Inc. and Aecon Construction Group Inc. Joint Venture (SNC/Aecon JV) has requested be treated as confidential in its August 24, 2016 submissions to the OEB.

As there are no claims for confidentiality in relation to the two oral hearing transcripts, the OEB will make the transcripts available on the record of the current proceeding. The documents can be accessed using the Regulatory Documents Search function on the OEB's website.

With respect to the Technical Conference transcript, the OEB will accept written submissions on whether the portions of the transcript that OPG has requested to be kept confidential should be disclosed.

As an interim measure, the OEB will make a redacted version of the Technical Conference transcript available on the record of the current proceeding. The redactions will be made in accordance with OPG's September 1, 2016 letter and will apply only to those portions over which OPG requests confidential treatment. The OEB will provide via courier a fully unredacted version of the Technical Conference transcript to those parties who have signed the OEB's Declaration and Undertaking under the OEB's *Practice Direction on Confidential Filings*.

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

THE ONTARIO ENERGY BOARD THEREFORE ORDERS THAT:

1. Parties wishing to make submissions on the request for confidential treatment in relation to the information in the Technical Conference transcript dated July 9, 2014 shall file such submissions with the OEB and deliver them to all other parties on or before **October 7, 2016**.

All filings to the OEB must quote the file number, **EB-2016-0152**, 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, Violet Binette at violet.binette@ontarioenergyboard.ca and OEB Counsels, Michael Millar at michael.millar@ontarioenergyboard.ca and Ian Richler at ian.richler@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, **September 26, 2016**

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary