



**EB-2016-0155**

**E.L.K. Energy Inc.**

**Application to amend licensed service area in Schedule  
1 of electricity distribution licence  
ED-2003-0015**

**PROCEDURAL ORDER NO. 5  
February 17, 2017**

E.L.K. Energy Inc. (ELK) applied to the Ontario Energy Board (OEB) on June 21, 2016 under section 74 of the *Ontario Energy Board Act, 1998* to amend its service area in Schedule 1 of its electricity distribution license ED-2003-0015.

ELK applied to expand its licensed service area to include specific lands currently located in the licensed service area of Hydro One Networks Inc. (Hydro One). ELK wishes to supply and provide electricity distribution services to a proposed commercial development, in Hydro One's licensed service area, which is being developed by Sellick Equipment Limited (Customer). Hydro One has contested ELK's requested service area amendment.

The OEB issued Procedural Order No. 1 on August 9, 2016, setting dates for interrogatories and other procedural steps. ELK filed its responses to interrogatories on September 8, 2016.

On September 22, 2016, Hydro One filed its evidence regarding the application. Hydro One filed its responses to the interrogatories of OEB staff and ELK on October 20, 2016.

On October 6, 2016, ELK filed updated evidence which included its amended offer to connect the Customer (dated October 3, 2016).

On November 1, 2016, the OEB issued Procedural Order No. 2, which amended

various procedural steps for the proceeding and made provision for interrogatories on the new evidence filed by ELK. In accordance with Procedural Order No. 2, OEB staff and Hydro One filed their written submissions on the application on November 18, 2016. ELK filed its reply submission on November 30, 2016.

The OEB held a one day oral hearing on February 9, 2017 (pursuant to Procedural Orders Nos.3 and 4) to further investigate the cost consequences of the competing offers to connect the Customer. During the oral hearing, ELK and Hydro One witness panels spoke to, and received cross-examination on, the issues of the connection costs, economic efficiency and impact on distribution rates.

On February 15, 2017, ELK filed its argument in-chief.

**IT IS THEREFORE ORDERED THAT:**

1. Intervenors and OEB staff who wish to reply to the applicant's argument in-chief shall file their submissions by February 24, 2017.
2. The applicant shall file its closing argument by March 3, 2017.

All filings to the OEB must quote the file number, EB-2016-0155, 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, Irina Kuznetsova at

[irina.kuznetsova@ontarioenergyboard.ca](mailto:irina.kuznetsova@ontarioenergyboard.ca) and OEB Counsel, Richard Lanni at [richard.lanni@ontarioenergyboard.ca](mailto:richard.lanni@ontarioenergyboard.ca).

**ADDRESS**

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**DATED** at Toronto, February 17, 2017

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary