



**EB-2018-0085**

**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 Ontario Power Generation Inc. pursuant to section 78.1 of the *Ontario Energy Board Act*, 1998 for an Order or Orders determining payment amounts for the output of certain of its generating facilities;

**AND IN THE MATTER OF** a motion by Ontario Power Generation Inc. pursuant to Rule 40 of the Ontario Energy Board's *Rules of Practice and Procedure* for an order or orders to vary the Decision and Order EB-2016-0152.

## **PROCEDURAL ORDER NO. 2**

**April 5, 2018**

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 sought approval for nuclear payment amounts to be effective January 1, 2017 and for each following year through to December 31, 2021. The request sought 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. The OEB assigned the application file number EB-2016-0152. The OEB issued its Decision and Order (the Decision) on December 28, 2017.

On January 17, 2018, OPG filed a Notice of Motion to review and vary the Decision in relation to the approval of an effective date of June 1, 2017 for new payment amounts rather than the January 1, 2017 effective date requested in OPG's application. The OEB issued the Notice of Hearing and Procedural Order No. 1 regarding the matter on February 27, 2018. The OEB adopted as intervenors in this motion proceeding, the

intervenor from the EB-2016-0152 proceeding. Provision was made for submissions on the threshold question of whether the matter should be reviewed, as well as on the merits of the matter. An oral hearing for the OEB to ask questions regarding the motion and the submissions, and to hear the reply submission from OPG was scheduled.

The OEB is notifying the parties that it does not have questions regarding the submissions from intervenors or OEB staff. In addition, the OEB does not have any preliminary questions for OPG. The OEB will hear the oral reply submission from OPG at the oral hearing.

The OEB considers it necessary to make provisions for the following procedural matters related to the motion.

**THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. An oral hearing will be held on **April 10, 2018**. The hearing will commence at 9:30 am in the OEB's hearing room at 2300 Yonge Street, Toronto. At the oral hearing, the OEB will hear the reply submission from OPG.

**DATED** at Toronto, **April 5, 2018**

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary