



EB-2018-0098

Hydro One Networks Inc.

**Application for leave to upgrade a transmission line and associated
station facilities between Spruce Falls Junction and Carmichael Falls
Junction in the Kapuskasing area**

PROCEDURAL ORDER NO. 3

June 27, 2018

Hydro One Networks Inc. (Hydro One) has filed an application with the Ontario Energy Board (OEB) under sections 92 and 97 of the *Ontario Energy Board Act, 1998* (Act) for approval to upgrade an existing 115 kilovolt electricity overhead transmission line and station facilities and for approval of the form of land use agreements it offers to landowners to use their lands for construction of the proposed upgrade. The application was filed on February 6, 2018, and amended on March 8, 2018 to include the request for approval of the land use agreements.

The OEB issued a Notice of Hearing on March 27, 2018.

Procedural Order No. 1 was issued on April 23, 2018. The order granted the intervention request filed by the Independent Electricity System Operator (IESO), and set out procedural dates relating to the filing of interrogatories and written submissions.

Subsequently, on May 1, 2018, the OEB received a late intervention request from Atlantic Power Corporation (APC). Hydro One did not object to APC's intervention request and, on May 3, 2018, the OEB issued a letter granting APC intervenor status in this proceeding.

On June 1, 2018, Procedural Order No. 2 was issued, which made provision for the filing of additional evidence by APC, interrogatories on that evidence, and dates for final submissions.

By letter dated June 13, 2018, Hydro One indicated its view that APC's filing on June 7, 2018 was argument in nature, and not evidence. Hydro One did not file interrogatories on APC's evidence.

On June 21, 2018, APC provided its responses to the interrogatories filed by OEB staff and the IESO, together with a request for the OEB to amend the dates set out in Procedural Order No. 2. APC stated that Hydro One's June 13, 2018 letter was not served on APC, as directed by the OEB. In addition, APC indicated that it is neither fair nor reasonable that Hydro One not express its views on APC's evidence until Hydro One's reply submission. APC proposed the OEB amend the dates in Procedural Order No. 2 to require Hydro One to file an argument-in-chief, including its views on APC's evidence, by June 28, 2018 and that APC be allowed to file its final submission by July 12, 2018, with the other dates amended accordingly.

The OEB notes and accepts Hydro One's explanation, filed June 22, 2018, that its inadvertent error in not serving the June 13, 2018 letter on all parties was due to an administrative oversight. In its June 22, 2018 letter, Hydro One also stated its belief that any amendment to the current procedural order of this proceeding would be unnecessary and inappropriate.

The OEB received seven letters of comment from various parties regarding this proceeding, dated from May 22 to June 26, 2018. The common theme in those letters was that a comprehensive cost/benefit analysis of alternatives to Hydro One's proposal, including the continued use of the Calstock generating facility, should be undertaken before a decision is made.

Having considered the positions of the parties on the issues addressed above, the OEB finds that it will be helpful to receive a written argument-in-chief from Hydro One, followed by the submissions of the other parties in this proceeding and, accordingly, will amend the procedural dates originally set in Procedural Order No. 2.

The OEB considers it necessary to make provision at this time for the following procedural steps.

IT IS THEREFORE ORDERED THAT:

1. Hydro One shall file its written argument-in-chief, including its views on APC's evidence and interrogatory responses, with the OEB and deliver it to intervenors and OEB staff by **July 9, 2018**.
2. Intervenors and OEB staff shall file their written final submissions within **7 calendar days** following their receipt of Hydro One's argument-in-chief.
3. Hydro One shall file its written reply submission within **7 calendar days** following its receipt of the submissions of Intervenors and OEB staff.
4. All other dates and steps as set out within Procedural Order No. 2 are hereby cancelled.

All filings to the OEB must quote the file number, EB-2018-0098 and be made electronically in searchable/unrestricted PDF format through the OEB's web portal at <https://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.oeb.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, Michael Lesychyn at Michael.Lesychyn@oeb.ca and OEB Counsel, Richard Lanni at Richard.Lanni@oeb.ca.

ADDRESS

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DATED at Toronto, **June 27, 2018**

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary