



EB-2018-0124/EB-2018-0233

**Thunder Bay Hydro Electricity Distribution Inc.
Kenora Hydro Electric Corporation Ltd.**

**Application for approvals to effect the amalgamation of
Thunder Bay Hydro Electricity Distribution Inc. and
Kenora Hydro Electric Corporation Ltd.**

**PROCEDURAL ORDER NO. 2
September 13, 2018**

Thunder Bay Hydro Electricity Distribution Inc. (Thunder Bay Hydro) and Kenora Hydro Electric Corporation Ltd. (Kenora Hydro), both licensed electricity distributors (the Applicants), filed an application (amalgamation application¹) with the Ontario Energy Board (OEB) on April 12, 2018 seeking the following:

- Leave for Thunder Bay Hydro and Kenora Hydro to amalgamate and continue as one corporation under a name to be determined by the Applicants (referred to herein as LDC Mergeco) pursuant to Section 86(1)(c) of the *Ontario Energy Board Act, 1998* (the Act).
- Leave for Thunder Bay Hydro and Kenora Hydro to transfer their distribution licences and rate orders to LDC Mergeco pursuant to Section 18 of the Act.
- The issuance of a new Electricity Distribution Licence for LDC Mergeco that will come into existence on the completion of the transfer of the distribution-related assets of the Applicants to LDC Mergeco pursuant to Section 60 of the Act.
- The cancellation of the distribution licences of the Applicants immediately following the issuance of LDC Mergeco's new Electricity Distribution Licence pursuant to Section 77(5) of the Act.

¹ EB-2018-0124

The April 12, 2018 amalgamation application indicated that LDC Mergeco's distribution licence application was being filed separately from the amalgamation application. On July 20, 2018, the Applicants filed their licence application under OEB file number EB-2018-0233 (distribution licence application).

On July 23, 2018, the OEB issued Procedural Order No. 1, in which the OEB established an interrogatory process for the amalgamation application. Interrogatories from OEB staff were filed and served on the Applicants on August 3, 2018. The Applicants' responses were received by the OEB on August 16, 2018. On September 11, 2018, the Applicants filed additional evidence to clarify responses to OEB Staff interrogatories 6 and 11.

Decision on Combined Hearing

The OEB has determined that the amalgamation application and the distribution licence application will be combined and adjudicated concurrently.

Procedural Steps

The OEB has determined that the application will proceed by way of a written hearing.

The OEB considers it is necessary to make provision for the following matters related to this proceeding. The OEB may issue further procedural orders from time to time.

IT IS THEREFORE ORDERED THAT:

1. OEB staff shall file their submission and deliver it to the Applicants on or before **September 27, 2018**.
2. The Applicants shall file their reply submission, if any, with the OEB on or before **October 11, 2018**.

All filings to the OEB must quote the file numbers, **EB-2018-0124 and EB-2018-0233** and be made electronically in searchable/unrestricted PDF format 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.oeb.ca/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 or USB 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, Andrew Bishop, at Andrew.Bishop@oeb.ca and OEB Counsel, James Sidlofsky, at James.Sidlofsky@oeb.ca.

ADDRESS

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DATED at Toronto, **September 13, 2018**

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary