



ENERGY+ INC.

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October 19, 2018

Delivered by Email, RESS & Courier

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2701
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: OEB File No. EB-2018-0028
Energy+ Inc. 2019 Rates Application
Response to Submission on Request for Confidentiality**

On September 14, 2018, as part of the Responses to the Interrogatories for the above captioned Application, Energy+ Inc. ("**Energy+**") filed redacted versions of the following documents on the public record:

Category 1

IR	Details
3-VECC-17b)	Co-Generation Facility Information
TMMC-4	Generator Specifications
TMMC-7	Cost Allocation
TMMC-10	Standby Charge Scenario
TMMC-11	Capital Costs
TMMC-12	Power Supply Details
TMMC-13	Load and Power Supply Details
TMMC-14	Energy+ Load Data (Excel File on CD)
TMMC-15	Power Supply Details
TMMC-19	Cost Information & Customer Presentation

Category 2

IR	Details
4-Staff-74b)	2017 Corporate Income Tax Return
1-SEC-13	Succession Plan

Pursuant to Procedural Order No. 3 ("PO #3"), Board Staff filed submissions on the confidentiality claims made by TMMC in its evidence on October 16, 2018. Under that same PO, TMMC must file its reply by October 22, 2018.

While not specified in PO #3, Board Staff also included in its October 16, 2018 filing, submissions on the above confidentiality claims made by Energy+ in its IRRs. In keeping with the spirit and intent of PO #3, this represents the Energy+ reply to those Board Staff submissions. Energy+ is filing this reply in advance of the deadline for the TMMC reply submissions, to provide TMMC with an opportunity to address these matters as well.

Energy+ has endeavoured to provide as much detail as possible in its Application and Responses to Interrogatories, balancing upon disclosure with the need to maintain confidentiality of third-party personal and commercially sensitive information in its possession.

Subject to the following comments, Energy+ repeats and relies upon its submission on confidentiality set out in the September 14, 2018 letter and its request (again, subject to the comments below) that these documents be maintained in confidence pursuant to Rules 10.01 and 10.02 of the Board's *Rules of Practice and Procedure* and the Board's *Practice Direction on Confidential Filings* (the "**Practice Direction**").

1. Category 1 Documents

Energy+ is in agreement with Board Staff's submission that the majority of information within the documents listed under Category 1 is third party information.

For the Category 1 information, the third parties whose information has been redacted are engaged in competitive business activities. The redacted information was limited to information explicitly identifying a customer or details identifying the customer's specific electricity usage, load profile, connection specifications and billing details, disclosure of which could reasonably be expected to prejudice significantly the competitive position of the customer.

That said, Energy+ has carefully considered the submissions of Board staff and, in light of those submissions, Energy+ agrees with Board Staff that the following Responses to Interrogatories should no longer be considered confidential for the reasons set out below:

IR	Details	Reasons
TMMC-12	Power Supply Details	Name plate capacity of TMMC generation facility and the name of the transmission station. Subject to any further submissions from TMMC, Energy+ agrees with Board Staff. This information was subsequently disclosed publicly by TMMC as part of the Written Evidence of Melody Collis (Pages 3 and 5), thereby waiving the need for redaction of the information specific to this customer.
TMMC-13	Load and Power Supply Details	Name plate capacity of TMMC generation facility and the name of the transmission station. Subject to any further submissions from TMMC, Energy+ agrees with Board Staff. This information was subsequently disclosed publicly by TMMC as part of the Written Evidence of Melody Collis (Pages 3 and 5), thereby waiving the need for redaction of the information specific to this customer.
TMMC-14	Energy+ Load Data (Excel File on CD), Questions 1, 2, and 5.	Hourly load data for Energy+'s Cambridge system. Energy+ has reviewed the data again in light of Board Staff's submissions to ensure that it does not contain any data that is specific to TMMC. Following that review, Energy+ agrees with the Board Staff that the responses should be publicly available.

2. Category 2 Documents

Energy+ is in agreement with Board Staff's submission that the information within the documents listed under Category 2 is personal information.

The documents listed in Category 2 include personal information, such as names of individuals, such as employees' names, apprentices' names, salaries, and employment related information. Energy+ does not have these individuals' consent to the public release of this information.

Energy+ is prepared to provide unredacted copies of the documents listed in Categories 1 and 2 to parties' counsel and experts or consultants provided that they have executed the Board's form of Declaration and Undertaking with respect to confidentiality and that they comply with the Practice Direction, subject to Energy+'s right to object to the Board's acceptance of a Declaration and Undertaking from any person.

Yours very truly,

Energy+ Inc.

A handwritten signature in black ink, appearing to be 'SHG', written in a cursive style.

Sarah Hughes, CPA, CA, C.Dir.
Chief Financial Officer

cc: John A.D. Vellone, Borden Ladner Gervais LLP
Intervenors of Record in EB-2018-0028