

**Andrew J. Sasso**  
Director, Regulatory Affairs  
Toronto Hydro-Electric System Limited  
14 Carlton Street  
Toronto, ON M5B 1K5

Telephone: 416.542.7834  
Facsimile: 416.542.3024  
[regulatoryaffairs@torontohydro.com](mailto:regulatoryaffairs@torontohydro.com)  
[www.torontohydro.com](http://www.torontohydro.com)



November 5, 2018

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street  
27th Floor  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Toronto Hydro-Electric System Limited ("Toronto Hydro")  
Custom Incentive Rate-setting Application for 2020-2024 Electricity Distribution Rates  
and Charges – Confidential Treatment of Information – OEB File No. EB-2018-0165**

Toronto Hydro is writing further to its letter dated August 15, 2018 in which confidential treatment of certain information was requested.

In the above referenced letter, Toronto Hydro sought an order from the OEB that certain information in Toronto Hydro's pre-filed evidence be kept confidential. One such request concerned the cost difference between internal and external construction of projects (found at Exhibit 1B, Tab 2, Schedule 2, p. 22). In relation to this item, Toronto Hydro submitted that the information is commercially sensitive and its disclosure could interfere significantly in Toronto Hydro's negotiations with construction contractors.

On October 29, 2018, Toronto Hydro received a Declaration and Undertaking from the Power Workers Union ("PWU"). Toronto Hydro is concerned that disclosure of the cost difference between internal and external construction of projects to the PWU could impact Toronto Hydro's future labour bargaining position by placing upward pressure on Toronto Hydro's costs and by extension, reducing value for ratepayers. Accordingly, Toronto Hydro proposes that should the OEB grant Toronto Hydro's request for confidentiality in relation to this information, that the OEB order that the confidential information be disclosed, subject to any conditions the OEB may find appropriate, only to those persons that have signed the declaration and undertaking, but excluding PWU. This proposal is consistent with the confidential treatment that was sought for and allowed in Toronto Hydro's last Rate Application.<sup>1</sup>

Please do not hesitate to contact me if you have any questions.

---

<sup>1</sup> See: EB-2014-0116 Toronto Hydro-Electric System Limited Letter re Confidential IRs (November 11, 2014), and OEB Decision on Confidentiality and Procedural Order No. 4 (January 7, 2015) at p. 4.

Yours truly,

A handwritten signature in blue ink that reads "Andrew J. Sasso". The signature is fluid and cursive, with the first name "Andrew" and last name "Sasso" clearly legible.

Andrew J. Sasso  
Director, Regulatory Affairs  
Toronto Hydro-Electric System Limited  
[regulatoryaffairs@torontohydro.com](mailto:regulatoryaffairs@torontohydro.com)

cc: Charles Keizer, Torys LLP  
Crawford Smith, Torys LLP  
Intervenors of Record for EB-2018-0165