



EB-2018-0271

**Dubreuil Lumber Inc.
Algoma Power Inc.**

**Application for approval for Dubreuil Lumber Inc. to sell
its distribution system to Algoma Power Inc.**

**PROCEDURAL ORDER NO. 1
January 3, 2019**

Dubreuil Lumber Inc. (DLI) and Algoma Power Inc. (API) (collectively, the Applicants) filed an application on September 24, 2018 under Sections 74, 77, 78, and 86 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B) (the Act), for leave to sell DLI's distribution system to API, and for API to incorporate that system into its existing regulated distribution business. The Applicants are asking the Ontario Energy Board (OEB) to approve:

- DLI's proposed sale of its electricity distribution system, substantially in its entirety, to API pursuant to Section 86(1)(a) of the Act
- Cancellation of DLI's Electricity Distribution Licence¹ pursuant to Section 77(5) of the Act
- Cancellation of API's Interim Distribution Licence² to operate DLI's distribution system pursuant to Section 77(5) of the Act
- Amendment of API's Electricity Distribution Licence³ pursuant to Section 74(1) of the Act, by:
 - Adding the Township of Dubreuilville to the description of the service area in which API is authorized to distribute and sell electricity
 - Adding a condition to provide API with limited relief from regulatory liability for circumstances arising from its acquisition

¹ ED-2012-0074

² ED-2017-0153

³ ED-2009-0072

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- The partial disposition of the balance recorded in API's OEB-approved Interim Distribution Licence Deferral Account from DLI customers pursuant to Section 78(2) of the Act
 - The establishment of a new deferral account to record transaction and integration costs incurred by API, for recovery from all API customers after the acquisition, in lieu of a deferred rate rebasing period, pursuant to Section 78(2)
 - The classification of customers acquired by API in the DLI service area in accordance with API's existing rate classes upon the closing of the proposed transaction, after which they may be billed in accordance with API's approved tariff of rates and charges
 - The endorsement by the OEB of API's proposed approach to allocating costs attributable to the DLI service area to be used, at the time of API's next rebasing, primarily to API's R1 and R2 rate classes, which are eligible for Rural or Remote Rate Protection

The OEB issued a Notice of Hearing on November 28, 2018. The last date for applying for intervenor status was December 21, 2018. No applications for intervenor status were received.

Interrogatories

At this time, provision will be made for written interrogatories by OEB staff. Interrogatories should be relevant and material to the OEB's review of a consolidation application.

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 request any information and material from the Applicants that is in addition to the evidence already filed and that is relevant to the hearing by written interrogatories filed with the OEB by **January 16, 2019**.
2. The Applicants shall file with the OEB complete written responses to the interrogatories by **January 28, 2019**.

All filings to the OEB must quote the file number, **EB-2018-0271** and be made electronically in searchable/unrestricted PDF format through the OEB's web portal at <https://www.pes.oeb.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 USB memory stick 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, Valerie Bennett at Valerie.Bennett@oeb.ca, and OEB Counsel, James Sidlofsky at James.Sidlofsky@oeb.ca.

ADDRESS

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DATED at Toronto, **January 3, 2019**

ONTARIO ENERGY BOARD

By delegation, before: Rudra Mukherji

Original signed by

Rudra Mukherji
Associate Registrar