



EB-2018-0270

**Hydro One Networks Inc.
Orillia Power Distribution Corporation**

**Application for approval to purchase all issued and
outstanding shares of Orillia Power Distribution
Corporation**

**PROCEDURAL ORDER NO. 2
February 20, 2019**

Hydro One Networks Inc. filed an application on September 26, 2018, under section 86(2)(b) of the *Ontario Energy Board Act, 1998, S.O. 1998, c. 15, (Schedule B) (Act)*, requesting approval for Hydro One Inc. to purchase all of the shares of Orillia Power Distribution Corporation (Orillia Power). As part of the share purchase, Orillia Power and Hydro One Networks Inc. requested the OEB's approval for certain licence amendments and rate proposals.

On October 16, 2018, School Energy Coalition (SEC) filed a Notice of Motion for an order dismissing the application on the grounds that the application seeks “the exact same relief and requires a redetermination of the same issues that have already been determined by the Board and is, as a matter of law, *res judicata*, vexatious, and an abuse of power.”¹

Through Procedural Order No. 1, issued on December 19, 2018, the OEB decided that it would hear SEC's motion. Procedural Order No. 1 also established a schedule for the filing of additional material by SEC, parties supporting the motion, and parties opposed to the motion.

¹ SEC Notice of Motion, p. 5.

Each of Energy Probe Research Foundation, Vulnerable Energy Consumers Coalition, Consumers Council of Canada, and Mr. Frank Kehoe filed materials supporting SEC's motion.

Each of the Power Workers' Union, Orillia Power, and Hydro One Networks Inc. filed materials opposing SEC's motion.

The OEB is now providing SEC an opportunity to reply to the submissions.

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. SEC shall file with the OEB and deliver to all parties, its reply argument to the submissions on the motion on or before **March 1, 2019**.

All filings to the OEB must quote the file number, **EB-2018-0270** 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/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 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, Michael Millar at Michael.Millar@oeb.ca.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Registrar

E-mail: BoardSec@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, February 20, 2019

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary