

Toronto Hydro-Electric System Limited

**Application for electricity distribution rates beginning
January 1, 2020 until December 31, 2024**

PROCEDURAL ORDER NO. 5

March 6, 2019

Toronto Hydro-Electric System Limited (Toronto Hydro) filed a 5-year Custom Incentive Rate-setting (IR) application with the Ontario Energy Board (OEB) on August 15, 2018 (updated September 14, 2018) under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) seeking approval for changes to its distribution rates, to be effective January 1, 2020 to December 31, 2024.

In the Decision on Confidentiality and Procedural Order No. 4, dated February 27, 2019, the OEB scheduled dates for the oral hearing, along with addressing other procedural matters.

By letter, dated March 1, 2019, Toronto Hydro requested an opportunity to present an overview of its application at the start of the oral hearing. Toronto Hydro requested that this presentation be transcribed, form part of the record of the proceeding and that questions be limited to the OEB hearing panel.

By letter, dated March 5, 2019, the School Energy Coalition (SEC) submitted that the OEB should reject Toronto Hydro's proposal for a presentation at the start of the oral hearing. SEC submitted that Toronto Hydro's proposal to have witnesses provide evidence at the oral hearing and avoid cross-examination by parties would be a breach of procedural fairness. SEC further stated that a presentation of evidence would typically occur well before the oral hearing, and there is no benefit to holding this type of presentation after discovery is completed.

The OEB has determined that a transcribed Evidence Overview Presentation may be of assistance to the OEB hearing panel in this proceeding. This presentation will be held

after the evidence update has been filed but before interrogatories on the evidence update. Questions on the Evidence Overview Presentation will be limited to the OEB hearing panel.

It is necessary to make provision for the following matters related to this proceeding. The OEB will issue further procedural orders from time to time. All of the existing deadlines set out in both the Decision on Confidentiality and Procedural Order No. 2 and the Decision on Confidentiality and Procedural Order No. 4 remain unchanged.

THE ONTARIO ENERGY BOARD ORDERS THAT:

Evidence Presentation

1. The transcribed Evidence Overview Presentation will begin on **May 3, 2019** at 9:30 am at 2300 Yonge Street, 25th floor, Toronto.

All filings to the OEB must quote the file number, **EB-2018-0165**, be made in searchable / unrestricted PDF format electronically through the OEB's web portal at <https://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 USB flash drive 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, Lawrie Gluck at lawrie.gluck@oeb.ca and OEB Counsel, Michael Millar at michael.millar@oeb.ca.

ADDRESS

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DATED at Toronto, March 6, 2019

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary