

North Bay (Espanola) Acquisition Inc.

**Application for approval for North Bay (Espanola)
Acquisition Inc. to purchase Espanola Regional Hydro
Holdings Corporation and Espanola Regional Hydro
Distribution Corporation, amalgamate them, and operate
the amalgamated company under the name of Espanola
Regional Hydro Distribution Corporation**

PROCEDURAL ORDER NO. 3

May 2, 2019

North Bay (Espanola) Acquisition Inc. (the Applicant) filed an application on January 16, 2019 under Sections 86(2)(b), 86(1)(c) and 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B) (Act), for approval to purchase Espanola Regional Hydro Holdings Corporation and Espanola Regional Hydro Distribution Corporation, amalgamate them, and operate the amalgamated company under the name of Espanola Regional Hydro Distribution Corporation. The Applicant is asking the Ontario Energy Board (OEB) to approve:

- The acquisition of 100% of the issued and outstanding shares of Espanola Regional Hydro Holdings Corporation and 100% of the special shares of Espanola Regional Hydro Distribution Corporation pursuant to Section 86(2)(b) of the Act
- The amalgamation of Espanola Regional Hydro Holdings Corporation and Espanola Regional Hydro Distribution Corporation pursuant to Section 86(1)(c) of the Act
- The proposed rate making framework under Section 78 of the Act

The OEB issued a Notice of Hearing on February 26, 2019. Mr. Donald Rennick and the School Energy Coalition (SEC) were approved by the OEB as intervenors for this proceeding.

On April 11, 2019, Mr. Rennick filed interrogatories while SEC and OEB staff filed interrogatories on April 15, 2019. The Applicant filed responses to interrogatories and served them on all parties on April 29, 2019.

In Procedural Order No. 2, issued on May 1, 2019, the OEB set out the process for the filing of Argument-in-Chief and submissions.

Mr. Rennick filed a Notice of Motion with the OEB on May 1, 2019 in which he requested “the Applicant provide more fulsome responses and additional explanations to the interrogatories”.

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.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Mr. Rennick shall file with the OEB and deliver to the parties his full written submissions with respect to the adequacy of the interrogatory responses, and any associated materials by **May 10, 2019**.
2. The Applicant shall file with the OEB and deliver to all parties any responding written submissions by **May 17, 2019**.
3. Mr. Rennick may file with the OEB and deliver to all parties a written reply submission to the Applicant’s submission by **May 24, 2019**.
4. The deadlines for the Applicant’s Argument-in-Chief and submissions from OEB staff, SEC, Mr. Rennick and the Applicant set out in Procedural Order No. 2 are suspended, and the OEB will issue further direction in this regard.

All filings to the OEB must quote the file number, **EB-2019-0015** 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

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DATED at Toronto, **May 2, 2019**

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary