

May 29, 2019

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
PO Box 2319  
2300 Yonge Street, 27th Floor  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Alectra Utilities Corporation (“Alectra Utilities”)  
Incentive Regulation Mechanism (“IRM”) Application for 2020 Electricity  
Distribution Rates and Charges - Confidential Filing Request  
OEB File No. EB-2019-0018**

We are counsel to Alectra Utilities, which is the applicant in the above-referenced proceeding. Alectra Utilities filed its IRM Application on May 28, 2019. Pursuant to Rule 10.01 of the Ontario Energy Board’s (OEB) *Rules of Practice and Procedure* and the OEB’s *Practice Direction on Confidential Filings* (the “**Practice Direction**”), Alectra Utilities hereby requests the confidential treatment of certain information contained the IRM Application. The particular information for which Alectra Utilities seeks confidential treatment and the rationale for the requests are as follows.

### **Commercially Sensitive Information of Alectra Utilities**

Alectra Utilities requests confidential treatment, by means of redaction, for certain portions of the Investment Summary entitled *Stations Capacity*, which is included in Exhibit 4, Tab 1, Schedule 1, Appendix A13 of the IRM Application (the “**Stations Capacity Investment Summary**”), and for certain corresponding Business Cases, which are included in Exhibit 4, Tab 1, Schedule 1, Appendix B of the IRM Application (the “**Business Cases**”). The Stations Capacity Investment Summary and the Business Cases contain information regarding the estimated values of certain properties on which Alectra Utilities’ stations are situated. Alectra Utilities currently leases and is in the process of negotiating for the potential purchase of these properties. Disclosure of Alectra Utilities’ estimated purchase prices for these properties would significantly interfere with and prejudice Alectra Utilities’ position in the negotiations. Information regarding the estimated values of these properties appears on pages 20, 23, 33, 39 and 46 of the Stations Capacity Investment Summary, as well as on pages 63, 65, 82-83 and 202-203 of the Business Cases. Confidential, unredacted copies of the relevant pages of the Stations Capacity Investment Summary and the Business Cases, which have been marked “Confidential” and which identify all portions for which confidentiality is claimed using highlighting, are provided in **Appendix “A”** and **Appendix “B”**, respectively.

### **Proprietary Information of Third Party**

Alectra Utilities requests confidential treatment, by means of redaction, for certain portions of a report entitled *Alectra Value Framework Implementation Document*, which is included at Exhibit 4, Tab 1, Schedule 1, Appendix L of the IRM Application (the "**Report**"). Alectra Utilities received the Report from Copperleaf Technologies, which is a third party commercial enterprise from which Alectra Utilities has procured a proprietary software solution, known as CopperLeaf C55, to assist it in managing its capital investment portfolio. The purpose of the Report is to describe how CopperLeaf C55 is used to support value-based decision making by valuing investments for comparison against each other. CopperLeaf Technologies has advised Alectra Utilities that the Report contains certain information that is of a proprietary nature and which comprises trade secrets. Specifically, this information consists of formulas for calculating certain variables within C55. It is Alectra Utilities' understanding that the public disclosure of this information could adversely impact that company's competitive position and commercial interests. The confidential formulas, for which confidential treatment is requested, appear on pages 8, 10-11 and 16-23 of the Report. A confidential, unredacted copy of the Report, which has been marked "Confidential" and which identifies all portions for which confidentiality is claimed using highlighting, is provided in **Appendix "C"**.

The commercially sensitive land value information and the proprietary third party information for which Alectra Utilities seeks confidential treatment are consistent with the types of information for which confidential treatment is contemplated in Appendix 'A' to the Practice Direction and for which the OEB has consistently granted confidential treatment in prior proceedings.

Please note that the appendices to this request are being provided to the OEB in a separate, sealed envelope that is marked "Confidential" and which has been excluded from the electronic version of this request. Non-confidential, redacted versions of the relevant documents have been incorporated into the Application as filed.

Yours truly,

A handwritten signature in black ink, appearing to read 'Charles Keizer', with a long horizontal stroke extending to the right.

Charles Keizer

cc: Indy Butany-DeSouza, Alectra Utilities

**APPENDIX 'A'**

**Confidential Excerpts from the Stations Capacity Investment Summary  
(Exhibit 4, Tab 1, Schedule 1, Appendix A13, pp. 20, 23, 33, 39 and 46 )**

**[Note: A copy of this Appendix has been filed confidentially with the OEB in accordance with the *Practice Direction on Confidential Filings*]**

**APPENDIX 'B'**

**Confidential Excerpts from the Business Cases**

**(Exhibit 4, Tab 1, Schedule 1, Appendix B, pp. 63, 65, 82-83 and 202-203)**

**[Note: A copy of this Appendix has been filed confidentially with the OEB in accordance with the *Practice Direction on Confidential Filings*]**

**APPENDIX 'C'**

**Confidential Version of the Report**

**(Exhibit 4, Tab 1, Schedule 1, Appendix L)**

**[Note: A copy of this Appendix has been filed confidentially with the OEB in accordance with the *Practice Direction on Confidential Filings*]**