



**Upper Canada Transmission Inc. operating as
NextBridge Infrastructure**

**Application for authority to expropriate interests in certain lands in
northwestern Ontario**

PROCEDURAL ORDER NO. 1

July 22, 2019

On April 17, 2019, Upper Canada Transmission, Inc. operating as NextBridge Infrastructure (NextBridge) applied to the Ontario Energy Board (OEB) under s. 99 of the *Ontario Energy Board Act, 1998* for an order granting authority to expropriate interests in 23 parcels of land to construct East-West Tie Project.

On June 10, 2019, NextBridge amended its application noting that since the filing of the application with the OEB, it had negotiated agreements in relation to 10 parcels of land and needs to expropriate interests in 13 parcels of land.

The OEB issued its Notice of Hearing (Notice) on May 28, 2019, and directed NextBridge to serve the Notice, the application and relevant evidence on current registered property owners, encumbrances and those with any interest in the lands directly affected by the expropriation application.¹ Based on a title search, NextBridge determined that it was required to serve 7 registered property owners and 49 encumbrancers. By letter dated July 16, 2019, NextBridge advised the OEB that it had served all but 1 property owner and 10 encumbrancers.² NextBridge states that it has attempted to serve the noted owner but service was unsuccessful because NextBridge has not been able to locate the individual. NextBridge also provided information on the service process and reasons why it has not been able to serve the noted encumbrancers.

No party applied for intervenor status.

It is necessary to make provision for the following matters related to this proceeding.

¹ By letter dated May 28, 2019, the OEB notified all intervenors in the East-West Tie project leave to construct application (EB-2017-0182) and all First Nation and Métis communities that were consulted in relation to the project, of the filing of the expropriation application.

² On June 11, 2019, NextBridge filed an affidavit confirming service on all but 2 registered property owners and 12 encumbrancers. By letter dated, July 16, 2019, NextBridge advised the OEB that it had served 1 property owner and 2 encumbrancers that were previously identified as not having been served. NextBridge also noted that packages to 3 encumbrancers that were previously confirmed as delivered had been returned.

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 NextBridge that is in addition to NextBridge's evidence and that is relevant to the hearing by written interrogatories filed with the OEB and served to NextBridge by **July 29, 2019**.
2. NextBridge shall file with the OEB complete written responses to all interrogatories by **August 6, 2019**.
3. NextBridge shall file its Argument-in-Chief, if any, with the OEB by **August 9, 2019**.
4. The OEB staff shall file a written submission, if any, with the OEB and serve it to NextBridge by **August 13, 2019**.
5. NextBridge shall file a written reply submission, if any, with the OEB by **August 20, 2019**.

All filings to the Board must quote the file number, EB-2019-0127 and be made electronically in searchable / unrestricted PDF format through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed. 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 <https://www.oeb.ca/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 Registrar 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, Zora Crnojacki at Zora.Crnjacki@oeb.ca and OEB Counsel, Ljuba Djurdjevic at Ljuba.Djurdjevic@oeb.ca

ADDRESS

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DATED at Toronto, **July 22, 2019**

ONTARIO ENERGY BOARD

By delegation, before: Christine E. Long

Original signed by

Christine E. Long
Registrar
Office of the Registrar