

EnWin Utilities Ltd.

**Application for electricity distribution rates and other
charges beginning January 1, 2020**

**DECISION & ORDER ON CONFIDENTIALITY
September 11, 2019**

EnWin Utilities Ltd. (EnWin Utilities) filed a cost of service application with the Ontario Energy Board (OEB) on April 26, 2019 under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that EnWin Utilities charges for electricity distribution, to be effective January 1, 2020.

Procedural Order No. 1 was issued on June 21, 2019 which, among other things, granted intervenor status to each of Association of Major Power Consumers in Ontario (AMPCO), Consumers Council of Canada, School Energy Coalition and Vulnerable Energy Consumers Coalition.

By letter dated July 31, 2019 and pursuant to the OEB's *Practice Direction on Confidential Filings* (Practice Direction), EnWin Utilities requested confidential treatment for three attachments filed in response to interrogatory AMPCO - 40. These documents are correspondence related to commercial negotiations between EnWin Utilities and one of its large customers, which contain information with respect to price, term and arrangements. EnWin Utilities submitted that the disclosure of these documents could reasonably be expected to cause economic harm to the customer including by prejudicing the customer's negotiating position.

On August 19, 2019, EnWin Utilities filed a letter from the customer supporting the confidentiality request. The customer asserted that the attachments are related to its negotiations with EnWin Utilities and public disclosure could harm its competitive position.

On August 20, 2019, the OEB issued its Decision on Issues List & Procedural Order No. 2 which made provision for submissions on EnWin Utilities' request for confidentiality. Only two parties made submissions: OEB staff and AMPCO. Neither objected to EnWin Utilities' request for confidential treatment.

Findings

The OEB finds that the information in question is commercially sensitive as the public disclosure of such information could prejudice the financial interest and competitive position of EnWin Utilities' customer. The request for confidential treatment is therefore granted.

THE ONTARIO ENERGY BOARD THEREFORE ORDERS THAT:

1. EnWin Utilities' request for confidential treatment of the three attachments related to commercial negotiations between EnWin Utilities and its large customer is granted.

DATED at Toronto, September 11, 2019

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary