

Association of Major Power Consumers in Ontario

**Application to Review Amendments to the Market Rules
made by the Independent Electricity System Operator**

PROCEDURAL ORDER NO. 1

October 4, 2019

On September 26, 2019, the Association of Major Power Consumers in Ontario (AMPCO) filed a Notice of Appeal (Application) asking the Ontario Energy Board (OEB) to review and issue an order revoking amendments to the market rules made by the Independent Electricity System Operator (IESO) (MR-00439-R00 to -R05) (Amendments), and referring the Amendments back to the IESO for further consideration. The Application was filed under section 33 of the *Electricity Act, 1998*, S.O. 1998, c. 15, (Schedule B) (Act).

The Amendments enable the evolution of the IESO's Demand Response Auction into a Transitional Capacity Auction, including allowing participation by certain generators. The Amendments are scheduled to take effect on October 15, 2019. The IESO is planning to hold the first Transitional Capacity Auction in early December, 2019, with key milestone dates scheduled in the interim period.

AMPCO also filed a Notice of Motion requesting an order of the OEB staying the operation of the Amendments pending the completion of the OEB's review.

A Notice of Hearing was issued on October 1, 2019. The OEB served the Notice on all electricity licensees, including the IESO, and on all persons identified by the IESO as participants in the 2015, 2016, 2017 and 2018 Demand Response Auctions. As set out in the Notice of Hearing, interested parties have until October 11, 2019 to request intervenor status and cost award eligibility. The OEB expects that the IESO will participate in this proceeding. The OEB is required by section 33(6) of the Act to issue an order that embodies its final decision within 120 days of receipt of AMPCO's Application.

AMPCO's Application and its Notice of Motion each refer to affidavit material that it proposes to file in support of its requests for relief as and when directed or permitted by the OEB. The OEB considers it appropriate at this time to require AMPCO to promptly file all affidavit material on which it intends to rely, whether in support of its Notice of Motion for a stay or in support of its Application. Next steps in this proceeding will be determined following receipt of AMPCO's filing.

Further procedural orders will be issued by the OEB in due course.

IT IS THEREFORE ORDERED THAT:

1. AMPCO shall file with the OEB and serve on the IESO all affidavit material on which it intends to rely, whether in support of its Notice of Motion for a stay or in support of its Application, by **October 11, 2019**.

All filings to the OEB must quote the file number, EB-2019-0242, 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/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 memory stick in PDF format, along with two paper copies. Those who do not have computer access are required to file seven 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, Michael Bell at Michael.Bell@oeb.ca and OEB Counsel, Ljuba Djurdjevic at Ljuba.Djurdjevic@oeb.ca.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

Email: boardsec@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, **October 4, 2019**

ONTARIO ENERGY BOARD

Original signed by

Christine E. Long
Registrar and Board Secretary