

Newmarket-Tay Power Distribution Ltd.

**Application for electricity distribution rates effective
May 1, 2020**

**PROCEDURAL ORDER NO. 2
January 30, 2020**

Newmarket-Tay Power Distribution Ltd. (Newmarket-Tay Power) filed an incentive rate-setting mechanism (IRM) application with the Ontario Energy Board (OEB) on November 11, 2019 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) seeking approval for changes to its electricity distribution rates to be effective May 1, 2020.

A Notice of Hearing was issued on December 19, 2019. Procedural Order (PO) No.1 was issued on January 7, 2020, in which the OEB set out the schedule of procedural steps, including interrogatories and submissions. Interrogatories were filed by OEB staff, the School Energy Coalition (SEC) and the Vulnerable Energy Consumers Coalition (VECC) by January 17, 2020, and responses were to be filed by Newmarket-Tay Power by January 31, 2020.

On January 28, 2020, Newmarket-Tay Power requested an extension to the deadline to file its interrogatory responses to February 10, 2020.

The OEB has considered Newmarket-Tay Power's request, and has decided to grant the extension. In doing so, the OEB notes that delays to procedural steps increases the risk that any final rate order may be delayed past the requested effective date.

The OEB has also decided that it will convene a settlement conference between Newmarket-Tay Power, SEC and VECC (the parties). As a result, the filing of submissions is no longer required at this time (thus, procedural steps #3 and #4 as set out in PO No.1 are hereby cancelled). The OEB reminds parties that cost awards will only be considered in relation to the review of Newmarket-Tay Power's cost allocation proposal.

IT IS THEREFORE ORDERED THAT:

1. Newmarket-Tay Power shall file with the OEB complete written responses to the interrogatories and serve them on all intervenors by **February 10, 2020**.
2. A settlement conference among the parties and OEB staff will be convened on **February 26, 2020** starting at **9:30 a.m., at 2300 Yonge Street, 25th floor, Toronto**. If necessary, the settlement conference will continue on **February 27, 2020**.
3. Any settlement proposal arising from the settlement conference shall be filed with the OEB on or before **March 12, 2020**. In addition to outlining the terms of any settlement, the settlement proposal should contain a list of any unsettled issues, indicating with reasons whether the parties believe those issues should be dealt with by way of oral or written hearing.
4. Any submission from OEB staff on a settlement proposal shall be filed with the OEB and served on all parties by **March 19, 2020**.
5. If there is no settlement proposal arising from the settlement conference, Newmarket-Tay Power shall file a statement to that effect with the OEB at its earliest opportunity and in any event by **March 12, 2020**. The OEB will establish a timeline for the remainder of this proceeding.

All materials filed with the OEB must quote the file number, **EB-2019-0055**, 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/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. 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 Frank at andrew.frank@oeb.ca and OEB Counsel, Richard Lanni at richard.lanni@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, January 30, 2020

ONTARIO ENERGY BOARD

Original signed by

Christine E. Long
Registrar and Board Secretary