



**Hydro One Networks Inc.**

**Application for leave to construct: reconductoring of  
transmission lines and associated transmission station  
work in the Ottawa area.**

**PROCEDURAL ORDER NO. 1  
February 2, 2021**

Hydro One Networks Inc. (Hydro One) applied to the Ontario Energy Board (OEB) on December 2, 2020 under sections 92 and 97 of the Ontario Energy Board Act, 1998, S.O. 1998, c. 15, (Schedule B), for an order or orders granting leave to reductor existing transmission circuits M30A and M31A between Hawthorne transmission station and Merivale transmission station, and perform related transmission station enabling work. If the application is approved, Hydro One will replace the M30A and M31A circuits with dual-bundled conductor.

Hydro One has also applied to the OEB for approval of the form of land use agreements it offers to landowners for the routing and construction of the project.

A Notice of Hearing was issued on December 18, 2020. Each of Independent Electricity System Operator (IESO), Ottawa International Airport Authority (OIAA), Environmental Defence and NAV Canada applied for intervenor status. The OIAA and ED also applied for cost eligibility.

No objection was received from Hydro One with respect to intervenor requests.

**Intervention and cost eligibility request of OIAA:**

In its letter of intervention dated January 19, 2021, OIAA states that it is the operator of the "Ottawa Macdonald-Cartier International Airport (the "Airport") on a long-term land lease from Transport Canada." As its interest in this proceeding, OIAA states: "As the entity responsible for the stewardship and safe operation of the Airport, OIAA ensures, in coordination with a number of other regulatory agencies including but not limited to Nav Canada, that any infrastructure or development project being carried out on Airport property complies with all applicable laws and regulations, in particular having to do with aircraft operational safety. OIAA also ensures at all times that it is aware of any impact on its overall facilities."

The OEB is satisfied that OIAA has a “substantial interest” in this proceeding within the meaning of Rule 22.02 of the OEB’s *Rules of Practice and Procedure* and will grant OIAA intervenor status. However, with respect to OIAA’s request for cost eligibility, the OEB requires additional information from OIAA before it can make its determination. Specifically, the OEB requires additional information on OIAA’s corporate structure and a detailed justification for OIAA’s assertion that it is eligible for a cost award. Any such submission should also address the grounds for ineligibility set out in section 3.05 of the OEB’s *Practice Direction on Cost Awards*, including, without limitation, subsection 3.05(k). If OIAA wishes to apply for cost eligibility, it must file the requested information by **February 5, 2021**.

#### **Intervention request of Nav Canada:**

By e-mail dated January 27, 2021, Nav Canada applied for intervenor status. Nav Canada filed a brief request and noted that “We are expressing our request to be an intervenor on this project (Hydro One overhead 230V Reconductoring Project)”. The OEB notes that Nav Canada has not provided adequate information about its interest in this proceeding. Before the OEB can consider Nav Canada’s request for intervenor status, the OEB requires that Nav Canada provide additional information about its specific interest in this proceeding.

#### **Intervention request of IESO and Environmental Defence:**

The IESO and Environmental Defence are approved as intervenors. Environmental Defence is eligible to apply for an award of costs under the OEB’s [\*Practice Direction on Cost Awards\*](#). The list of parties in this proceeding is attached as Schedule A to this Procedural Order.

Cost-eligible intervenors should be aware that the OEB will not generally allow the recovery of costs for the attendance of more than one representative of any party, unless a compelling reason is provided when cost claims are filed.

Being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

#### **Interrogatories:**

At this time, provision is being made for written interrogatories. Parties should not engage in detailed exploration of items that do not appear to be material. In making its decision on cost awards, the OEB will consider whether intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues.

Parties should consult sections 26 and 27 of the OEB's [Rules of Practice and Procedure](#) regarding required naming and numbering conventions and other matters related to interrogatories.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

**IT IS THEREFORE ORDERED THAT:**

1. OEB staff and intervenors shall request any relevant information and documentation from Hydro One that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by **February 12, 2021**.
2. Hydro One shall file with the OEB complete written responses to all interrogatories and serve them on intervenors by **February 26, 2021**.
3. Any written submissions from OEB staff and intervenors shall be filed with the OEB and served on all parties by **March 5, 2021**.
4. Any written reply submissions from Hydro One shall be filed with the OEB and served on intervenors by **March 16, 2021**.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, do not include personal information (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's *Rules of Practice and Procedure*.

All materials filed with the OEB must quote the file number, **EB-2020-0265**, and be submitted in a searchable/unrestricted PDF format with a digital signature through the OEB's web portal at <https://p-pes.ontarioenergyboard.ca/PivotalUX/>. Filings must clearly state the sender's name, postal address, telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at [www.oeb.ca/industry](http://www.oeb.ca/industry). We encourage the use of RESS; however, parties who have not yet [set up an account](#), may email their documents to [registrar@oeb.ca](mailto:registrar@oeb.ca).

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, Andrew Pietrewicz at [Andrew.Pietrewicz@oeb.ca](mailto:Andrew.Pietrewicz@oeb.ca) and OEB Counsel, James Sidlofsky at [James.Sidlofsky@oeb.ca](mailto:James.Sidlofsky@oeb.ca).

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

**DATED** at Toronto, **February 2, 2021**

**ONTARIO ENERGY BOARD**

**By delegation, before: Christine E. Long**

*Original signed by*

Christine E. Long  
Registrar

**SCHEDULE A**

**LIST OF APPLICANT AND PARTICIPANTS**

**EB-2020-0265**

**HYDRO ONE NETWORKS INC.**

**DATED: February 2, 2021**

**Hydro One Networks Inc.**  
**EB-2020-0265**  
**Leave to Construct: Hawthorne to Merivale**  
**APPLICANT & LIST OF INTERVENORS**

February 2, 2021

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**APPLICANT**

**Rep. and Address for Service**

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**INTERVENORS**

**Rep. and Address for Service**

**Environmental Defence  
Canada Inc.**

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**APPLICANT & LIST OF INTERVENORS**

February 2, 2021

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**Independent Electricity  
System Operator**

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