

## Hydro One Networks Inc.

483 Bay Street, South Tower, 8th Floor  
Toronto, Ontario, Canada  
M5G 2P5



### LAW

Michael Engelberg, Assistant General Counsel  
Telephone: (416) 345-6305  
Fax: (416) 345-6972  
E-mail: [mengelberg@HydroOne.com](mailto:mengelberg@HydroOne.com)

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February 12, 2021

Ms. Christine Long  
Registrar and Board Secretary  
Ontario Energy Board  
P. O. Box 2319, 27th Floor  
Toronto, ON M4P 1E4

Dear Ms. Long:

### **Re: Upper Canada Transmission, Inc. (NextBridge) EB-2020-0150 – Settlement Conference**

Hydro One Networks Inc. (“Hydro One”) is sending this letter to respond to the letter submitted this morning by Mr. Vegh on behalf of the Applicant.

Hydro One is disappointed with the letter. Hydro One applied for, and obtained, intervenor status early in this proceeding. Hydro One also responded in a timely fashion to the Board’s request for the names of the Hydro One representatives who would be attending the Settlement Conference; and the Applicant, as well as all other intervenors, have been aware of Hydro One’s intention to participate since last week, yet NextBridge chose to object at the last moment.

If the Board determines that a formal request to participate is required, Hydro One asks that the Board considers this letter as that request. Contrary to the submission in today’s NextBridge letter, Hydro One submits that no rule requires that a motion be brought to obtain authorization.

Hydro One’s participation in the Settlement Conference is important, helpful and relevant for the very reasons that the Board decided, early in this proceeding, to grant intervenor status to Hydro One. Hydro One, through its distribution business, is a customer of NextBridge, though not directly connected. None of the customers intervening in this Application are directly connected to the NextBridge facilities as outlined in NextBridge’s prefiled evidence. Furthermore, Hydro One’s customers, like all Ontario customers, pay Uniform Transmission Rates, the same rates for which NextBridge is seeking approval to recover.

Hydro One submits that the Board should reject NextBridge’s submission regarding confidentiality. A Settlement Conference is not a proceeding in which confidential information regarding competitive operations is sought or obtained. If NextBridge ever had concerns regarding Hydro One’s access to such information, the time for NextBridge to object would have been when Hydro One requested intervenor status, or subsequently during the interrogatory process and the production of supporting evidence by NextBridge. Alternatively, in the extremely

unlikely event that NextBridge chooses to disclose confidential information during the Settlement Conference-- at this very late point in the proceeding-- and NextBridge believes that such information will harm its competitive position, NextBridge may ask the Settlement Conference facilitator to exclude one or more intervenors from seeing such information.

Hydro One therefore respectfully asks that it be permitted to participate in the Settlement Conference.

Yours very truly,

A handwritten signature in cursive script that reads "Michael Engelberg". The signature is written in black ink and is positioned above the printed name.

Michael Engelberg

cc: The Applicant and all intervenors