



**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. 5**

**March 1, 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.

In accordance with Procedural Order No. 1, OEB staff and intervenors filed interrogatories on or before February 12, 2021 and Hydro One responded to interrogatories on February 26, 2021. As part of its response, under separate cover, Hydro One requested confidential treatment of the informational data underpinning its response to Environmental Defence's interrogatory #1. Hydro One stated that, for the following reasons, the information is consistent with the types of information for which confidential treatment is contemplated in Appendix A to the OEB's *Practice Direction on Confidential Filings* (Practice Direction) and for which the OEB has consistently granted confidential status:

The information underpinning Table 1 is sensitive and privileged data pertaining to flows on the Bulk Electrical System. This is classified as commercially sensitive information as there is a potential for historical data to be used for future speculative transactional opportunities and therefore detrimental to free market forces, and it should not be publicly disclosed. For these reasons, Hydro One submits that the confidentiality of this information outweighs the public interest in disclosure.

In accordance with the Practice Direction, the OEB will allow parties an opportunity to file an objection to Hydro One's confidentiality request and for Hydro One to reply to any objection. Parties are reminded to address the matters set out in the Practice Direction when filing submissions.

As discussed in Paragraph 3 below, until such time that the OEB makes a determination on Hydro One's request, the data underpinning Hydro One's response to Environmental Defence's interrogatory #1 will be treated as confidential.

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

**THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. Any objections to Hydro One's confidentiality request from OEB staff and intervenors shall be filed with the OEB and served on all parties by **Thursday March 4, 2021**.
2. Any written reply submissions from Hydro One shall be filed with the OEB and served on intervenors by **Tuesday March 9, 2021**.
3. As an interim measure, counsel and consultants for intervenors that wish to review the information for which Hydro One is seeking confidential treatment may do so after signing a copy of the OEB's Declaration and Undertaking, filing it with the OEB, and providing a copy to Hydro One. If Hydro One has objections with respect to sharing confidential information with any party that has signed the Declaration and Undertaking, it must file its objections with the OEB and provide a copy to the party whom the objection relates, within five days from the date the Declaration and Undertaking is filed with the OEB. The party to whom the objection relates must file its reply with the OEB, within five days from the date the objection is filed with the OEB.
4. All other dates established through Procedural Order No. 4 remain unchanged.

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 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 <https://www.oeb.ca/industry>. If the web portal is not available parties 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 Bishop at [Andrew.Bishop@oeb.ca](mailto:Andrew.Bishop@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, **March 1, 2021**

**ONTARIO ENERGY BOARD**

*Original signed by*

Christine E. Long  
Registrar