



**Wataynikaneyap Power LP**

**Application for electricity transmission rates  
and other charges**

**PROCEDURAL ORDER NO. 1**

**June 14, 2021**

Wataynikaneyap Power LP (Wataynikaneyap Power) filed a cost of service application with the Ontario Energy Board (OEB) on April 28, 2021 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval to establish electricity transmission rates effective April 1, 2022 and to charge Hydro One Remote Communities Inc. (Hydro One Remotes) a fixed charge effective May 1, 2022.

A Notice of Hearing was issued on May 14, 2021. Hydro One Networks Inc. (Hydro One), Hydro One Remotes and the Independent Electricity System Operator (IESO) applied for intervenor status without cost eligibility.

No objection was received from Wataynikaneyap Power.

Hydro One, Hydro One Remotes and the IESO are approved as intervenors. The list of parties in this proceeding is attached as Schedule A to this Procedural Order. Hydro One, Hydro One Remotes and the IESO are not eligible to apply for an award of costs under the OEB's [Practice Direction on Cost Awards](#).

**Issues List**

At this time, the OEB is making provision for the development of an issues list prior to the filing of written interrogatories. Wataynikaneyap Power, OEB staff and the intervenors shall develop and OEB staff shall file a proposed issues list for the OEB's consideration. Parties are encouraged to reach consensus on the proposed issues list. The OEB will approve an issues list prior to the filing of interrogatories.

**Interrogatories**

The OEB is also making provision for written interrogatories. Parties should not engage in detailed exploration of items that do not appear to be material. Parties should use the materiality thresholds documented in Chapter 2 of the Filing Requirements as a guide.

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.

### **Presentation of Settlement Proposal**

Following the settlement conference, provision is being made for the filing of letters informing the OEB of the status of the settlement conference, presentation of any settlement proposal filed by Wataynikaneyap Power, whether full or partial, and for the presentation of any unsettled issues to be adjudicated by the OEB. Wataynikaneyap Power's presentation is intended to summarize and provide any salient information for the OEB's consideration in reviewing the settlement proposal.

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 shall file a proposed issues list, or, alternatively, if the parties are unable to reach consensus on the issues to include in a proposed issues list, OEB staff shall file a list that identifies the issues for which consensus was not reached, by **June 22, 2021**.
2. OEB staff and Intervenors shall request any relevant information and documentation from Wataynikaneyap Power that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by **July 12, 2021**.
3. Wataynikaneyap Power shall file with the OEB complete written responses to all interrogatories and serve them on all intervenors by **July 30, 2021**.
4. A settlement conference among the parties and OEB staff will be convened on **August 16, 2021**, starting at 9:30 a.m. If necessary, the settlement conference will continue on **August 17 and 18, 2021**. This will be a virtual event and information on how to participate will be provided in advance of the conference.
5. **Within 48 hours** of the conclusion of the settlement conference, Wataynikaneyap Power shall file a letter informing the OEB of the status of the settlement discussions including whether a tentative agreement had been reached or if the parties intend to continue settlement discussions beyond the scheduled conference.

6. If there is no settlement proposal arising from the settlement discussions, Wataynikaneyap Power shall file a statement to that effect with the OEB by **August 25, 2021**. In that event, parties shall file and serve on the other parties by **August 27, 2021**, any submissions on which issues shall be heard in writing, and for which issues the OEB should hold an oral hearing.
7. If there is a settlement, any settlement proposal arising from the settlement conference shall be filed with the OEB on or before **September 3, 2021**. 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.
8. Any submission from OEB staff on a settlement proposal shall be filed with the OEB and served on all parties by **September 10, 2021**.
9. The OEB is setting a tentative date of **September 17, 2021, from 9:30 a.m. to 12:00 p.m.**, for Wataynikaneyap Power to present to the OEB any settlement proposal and a summary of any unsettled issues in the case. OEB staff will, at the direction of the OEB, confirm or amend this date in subsequent correspondence.

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](#).

Please quote file number, **EB-2021-0134** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [Filing Systems page](#) on the OEB's website
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact [registrar@oeb.ca](mailto:registrar@oeb.ca) for assistance

All communications should be directed to the attention of the Registrar at the address below and be received by end of business, 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 Price at [Michael.Price@oeb.ca](mailto:Michael.Price@oeb.ca) and OEB Counsel Ian Richler at [Ian.Richler@oeb.ca](mailto:Ian.Richler@oeb.ca).

Email: [registrar@oeb.ca](mailto:registrar@oeb.ca)

Tel: 1-877-632-2727 (Toll free)

**DATED** at Toronto, **June 14, 2021**

**ONTARIO ENERGY BOARD**

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

*Original signed by*

Christine E. Long  
Registrar

**Schedule A**

**Procedural Order No. 1**

**Wataynikaneyap Power LP Inc.**

**EB-2021-0134**

**Applicant and List of Intervenors**

**June 14, 2021**

**Wataynikaneyap Power LP Inc.- Application for Approval of its Rates and other Charges to Transmit Electricity in Ontario.**

**EB-2021-0134**

**APPLICANT & LIST OF INTERVENORS**

**June 14, 2021**

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**APPLICANT**

**Rep. and Address for Service**

**Wataynikaneyap Power GP Inc.**

**Margaret Kenequanash**

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**APPLICANT & LIST OF INTERVENORS**

**June 14, 2021**

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**INTERVENORS**

**Rep. and Address for Service**

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**Eryn MacKinnon**

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**APPLICANT & LIST OF INTERVENORS**

**June 14, 2021**

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Communities Inc.**

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**Independent Electricity  
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Charges to Transmit Electricity in Ontario.**

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**APPLICANT & LIST OF INTERVENORS**

**June 14, 2021**

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**Devon Huber**

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