

SUNSET SHORES PENINSULA ASSOCIATION

c/o Lawrence Pick, 28 Whiskey Point Lane,

Godfrey, ON.

K0H1T0

[larrypick@bbburn.com](mailto:larrypick@bbburn.com)

Tel: 647 968 4131

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by email

Ontario Energy Board,  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4

Attention: Registrar, Ms. Christine E. Long, [registrar@oeb.ca](mailto:registrar@oeb.ca)

And to: Hydro One Networks Inc.

Attention: Michael Engelberg, Assistant General Counsel, [mengelberg@HydroOne.com](mailto:mengelberg@HydroOne.com)

Case file number: EB-2020-0246

By this letter Sunset Shores Peninsula Association ("SSPA") replies to the points raised in the HydroOne letter of August 27, 2021 as follows:

**Scope of Proceeding**

1. The orders requested fall within the first paragraph of the scope of proceeding identified by OEB in PO#1, April 12, 2021, namely "how to eliminate the seasonal class". HydroOne confirmed this in the Updated Report at p.8 : " in order to move customers out the Seasonal Class it is necessary to determine into which year round residential class each customer should be assigned." OEB in PO#1 referenced this as a customer concern that Hydro needed to answer in questions 9 and 11. OEB staff referenced this in Interrogatory questions 2 and 3. The process of selecting the correct year round class goes to the heart of "how to eliminate the seasonal class" and is not merely administrative, as suggested by HydroOne. It is raised as an issue and serious potential problem by the applicant. The Board should be guided by its paramount duty to customers referenced in S. 1 of the Energy Board Act.
2. HydroOne chose to illustrate how it administers the Density Guidelines by reference to Inverary, Township of South Frontenac. It is entirely appropriate and within the scope of proceeding for SSPA to point out that the HydroOne Medium Density zone of Inverary does not comply with the Density Guidelines and leaves out customers who are

relegated to low density. Thus it is appropriate and within scope for the applicant to seek township- wide data in order to better inform the Board and participants on possible frailties and errors in the proposed system to move customers into new classes.

3. As this request is at the information gathering Interrogatory stage, the Board should allow questions that plausibly, possibly or reasonably fall within the scope of the proceeding. The ultimate question will be at the hearing stage, namely whether information collected is assistive to the task and decision of the Board.
4. HydroOne now references an internal process to review density classification, a process not under OEB review or supervision. HydroOne in its February 2021 notice letter to Seasonal Class members advised of the OEB decision to eliminate the Seasonal Class, the proposed class and rate implications and the OEB proceeding to implement the decision. That letter invited Seasonal Class members to write to OEB and to seek to participate as intervenors and did not reference an alternate process. SSPA chose to seek and was granted intervenor status at OEB. It is now unreasonable to attempt to delegate the intervenor's public concerns in this proceeding to another internal process outside of the OEB proceeding. That would constitute an impermissible delegation of power and duty under section 6 of the Energy Board Act.

### **The Order Sought**

5. (a) in light of the HydroOne concerns, the easier order for the Board to make is to order production of a map of South Frontenac Twp. which shows the meter locations and delivery lines, in the same format as that which HydroOne has already produced for Inverary at Interrogatory pdf page 10, but in higher resolution.

(b) the applicant accepts that Hydro may breach a software license by sending a key with the software. But there would be no breach for a HydroOne staff person to sit with the applicant at a HydroOne terminal equipped with the software and the data requested in (a). Since HydroOne has already produced this level of data in this proceeding, there can be no serious issue about privacy or security. Access to the manner in which the software interprets the data is accretive to this proceeding. The Board has been asked to craft a remedy and the applicant has undertaken to abide by any privacy restrictions.

Regards,

Sunset Shores Peninsula Association

*Lawrence Pick, electronically signed*

Per Lawrence Pick, past president