



Ontario
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BY EMAIL

January 11, 2022

Claire Bebbington
Director, Regulatory Affairs
4545 Rhodes Drive
P.O. Box 1625, Station A
Windsor ON N8W 5T1
regulatory@enwin.com

Dear Ms. Bebbington:

**Re: ENWIN Utilities Ltd. (ENWIN Utilities)
Application for 2022 Rates – Decision on Confidentiality Request
Ontario Energy Board File Number: EB-2021-0019**

On August 18, 2021, ENWIN Utilities filed an Incentive Rate-Setting Mechanism (IRM) application seeking approval of (i) distribution rates, retail transmission rates and other charges effective from January 1, 2022, including the disposition of amounts accumulated in certain deferral and variance accounts, and (ii) an amendment to the description for its Large Use – 3TS Service rate classification to remove the “5,000 kW” demand threshold. On August 18, 2021, ENWIN Utilities also requested confidential treatment for certain portions of its IRM application.

On December 9, 2021, the Ontario Energy Board (OEB) issued a Decision and Rate Order, under Delegated Authority, with respect to ENWIN Utilities' requests relating to item (i) identified above. On December 17, 2021, the OEB issued a Notice of Hearing and Procedural Order No. 1 to commence the second phase of the proceeding to consider the matter identified in item (ii) above.

ENWIN Utilities is seeking confidential treatment for certain portions of its application, as identified below:

- Select text on pages 20 and 21 of the Application and Evidence filed on August 18, 2021; and
- The entirety of Appendix H of the Application and Evidence filed on August 18, 2021.

In accordance with the OEB's *Practice Direction on Confidential Filings*, ENWIN Utilities explained why it considers the information at issue to be confidential and the reasons why the information at issue would be detrimental. ENWIN Utilities has filed redacted versions of the documents as part of its public filing and un-redacted versions as part of its confidential filing.

ENWIN Utilities stated that disclosure of the redacted information, which includes customer identifiable and load-related information, is commercially sensitive and could reasonably be expected to significantly prejudice, and/or harm the competitive position, economic interests, and/or financial interests of the customer if released publicly. ENWIN Utilities also noted that the OEB has granted similar confidentiality requests relating to customer electricity usage and load profile to other local distribution companies in the past¹.

The OEB has received no objections to the confidentiality request from any of the intervenors in this proceeding.

The OEB has reviewed the select text on pages 20 and 21 and Appendix H of the Application and Evidence filed by ENWIN Utilities and agrees that disclosure of the information could cause competitive harm to the customer as it identifies the customer and includes usage information. Therefore, the OEB grants the request for confidential treatment. Access to this information shall be provided to parties that sign OEB's Declaration and Undertaking.

Any questions relating to this letter should be directed to Alexander Di Ilio at alexander.diilio@oeb.ca. The Board's toll-free number is 1-888-632-6273.

Yours truly,

Nancy Marconi
Acting Registrar

¹ EB-2018-0028