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Delivered by Email & RESS

Ms. Nancy Marconi, Registrar
Ontario Energy Board
PO Box 2319, 27th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

Dear Ms. Marconi:

**Re: Generic Proceeding on UTR-Related Issues and the Export Transmission Service (“ETS”) Rate
Technical Conference Undertaking Responses
OEB File No.: EB-2021-0243**

Pursuant to the Ontario Energy Board’s (“**OEB**”) Procedural Order No. 2 dated April 1, 2022, please find the enclosed technical conference undertaking responses for the above-noted proceedings. APPrO is requesting that Power Advisory’s response to Undertaking No. JT2.2 be held confidential by the OEB pursuant to section 5.3 of the OEB’s *Practice Direction on Confidential Filings* (“**Practice Direction**”).¹

The model on which Power Advisory’s calculations are based (“**Model**”) contains confidential information that meets the OEB’s test for confidential treatment under the Practice Direction, due to the potential harm that could result from the disclosure of such information. Disclosure of the Model could: (a) prejudice Power Advisory’s competitive position due to the Model’s proprietary nature; (b) produce a significant loss for Power Advisory if the Model is improperly used; (c) produce a significant gain for competitors; and (d) contains information consisting a trade secret or financial, commercial, scientific, or technical material that is consistently treated in a confidential manner by the person providing it to the OEB.

In particular, Power Advisory is routinely retained to provide market analysis and clients who may have otherwise retained Power Advisory would be capable of performing their own modelling if the Model is made available in the public domain. Furthermore, Power Advisory directly competes with a number of third party service providers who provide a similar service, some of whom are

¹ Ontario Energy Board – Practice Direction on Confidential Filings, Revised December 17, 2021.

participating in this proceeding. Public access to the Model could be utilized by those service providers to compete with Power Advisory causing economic harm.

Power Advisory has already filed its methodology and input data used in the Model.² APPrO has tried make every effort to limit the scope of its request for confidentiality to an extent commensurate with the commercial sensitivity of the information at issue.

Therefore, the Model is being filed confidentially pursuant to Rule 10 of the OEB's Rules of Practice and Procedure.³ In keeping with the requirements of the Practice Direction, the Model is being filed with the Registrar only.

If you have any questions or concerns, please do not hesitate to contact me.

Yours very truly,

BORDEN LADNER GERVAIS LLP

Colm Boyle

cc: Brady Yauch and Travis Lusney, Power Advisory LLC
David Butters, APPrO
Parties in EB-2021-0243

Encl.

² EB-2021-0243, Power Advisory Interrogatory Responses

³ Ontario Energy Board – Rules of Practice and Procedure, Revised December 17, 2021.