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November 5, 2014

*via RESS e-filing – signed original to follow by courier*

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
PO Box 2319  
2300 Yonge Street, 27th floor  
Toronto, ON M4P 1E4

RECEIVED

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ONTARIO ENERGY BOARD

Dear Ms. Walli:

**Re: Toronto Hydro-Electric System Limited (“Toronto Hydro”)  
Custom Incentive Rate-setting (“Custom IR”) Application for 2015-2019 Electricity  
Distribution Rates and Charges – Confidential Interrogatory Responses - OEB File No.  
EB-2014-0116**

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Toronto Hydro writes to the Ontario Energy Board (“OEB”) in respect of the above-noted matter.

Pursuant to Rule 10.01 of the OEB’s *Rules of Practice and Procedure*, Toronto Hydro requests that certain information in the interrogatory responses be kept confidential. Details about the particular confidential information and the basis of the request for confidential treatment are provided below. In both cases, the information is of the type specifically contemplated by Appendix A to the OEB’s *Practice Direction on Confidential Filings*.

**1. Power System Engineering Proprietary Information**

- IR Response to 1B-OEBStaff-14 part (b)

On behalf of its consultant Power System Engineering (“PSE”), Toronto Hydro seeks confidential treatment of the program file entitled “IH2012\_update.prg” which contains the source code for the computer program that produces the calculations of the variables in PSE’s econometric benchmarking model. This file consists of proprietary technical information, represents significant work by PSE and has considerable commercial value. Toronto Hydro submits that this information should be kept confidential as its public disclosure would likely result in financial and competitive harm to PSE.

## 2. Cost Difference between Internal and External Construction of Projects

- IR Response to 4A-CUPE-02 part (a)

Toronto Hydro seeks confidential treatment of the financial data in the table on page 2, which provides a numerical example of the comparison methodology described in Exhibit 2B, Section C3.4, pages 22-25 for calculating the cost differences between constructing projects internally versus using external contractors. Consistent with its request for confidential treatment of similar information in the pre-filed evidence, Toronto Hydro submits that the financial data in this table is commercially sensitive, and that its disclosure could interfere significantly in Toronto Hydro's negotiations with construction contractors. Such interference could put upward pressure on contract prices and result in additional cost to the utility and, by extension, reduced value for rate payers. Toronto Hydro respectfully submits that this information should be kept confidential.

Please do not hesitate to contact me if you have any questions.

Yours truly,



**Daliana Coban**

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Toronto Hydro-Electric System Limited

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:encl.

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cc: Charles Keizer and Crawford Smith  
Intervenors of Record for EB-2014-0116