



April 20, 2023

Ms. Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street
P.O. Box 2319
Toronto, ON M4P 1E4

Re: Ontario Power Generation Inc. Request to Establish a Variance Account
AMPCO Interrogatories
Board File No. EB-2023-0098

Dear Ms. Marconi:

Attached please find AMPCO's interrogatories in the above proceeding.

Best Regards,

A handwritten signature in blue ink, appearing to read 'Colin Anderson'. The signature is fluid and cursive, with a long horizontal stroke at the end.

Colin Anderson
President

Copy to: OPG

EB-2023-0098

Ontario Power Generation Inc.

**Application for a variance account to capture
The nuclear revenue requirement impact of
the overturning of Bill 124**

AMPCO Interrogatories April 20, 2023

AMPCO-1

Ref: Application Page 1

The evidence states “The legislated limits on compensation set out in Bill 124 were the basis of the forecast compensation costs reflected in OPG’s approved nuclear revenue requirements for the 2022-2026 period in the EB-2020-0290 proceeding.”

With respect to forecast compensation costs:

- a) Please confirm the staff groups that OPG set limits on compensation to 1%.
- b) Please confirm the time periods for each staff group in part a) where the wage restrictions are in place.

AMPCO-2

When was OPG first made aware of the potential challenges to Bill 124?

AMPCO-3

Ref: Application Page 7

If the collective agreement contained provisions that reopen compensation should the Bill 124 challenge be successful (“Reopener Provision”), the union has the ability to seek increased compensation for such period through two-party bargaining and interest arbitration.

The one-year collective agreement with the PWU that expired on March 31, 2022 did not contain a Reopener Provision.

Please confirm what this mean in terms of the PWU’s ability to seek increased compensation.

AMPCO-4

Ref: Application Page 7

The current two-year collective agreement with the Society expiring on December 31, 2023 contains a Reopener Provision. The agreement reflected a 1% wage increase effective each of January 1, 2022 and January 1, 2023, in compliance with Bill 124. While OPG and the Society were able to agree on a number of items through two-party bargaining, the agreement was finalized through an interest arbitration award issued in December 2021. The arbitrator's decision included the Reopener Provision.

- a) Please provide the arbitrator's decision regarding Bill 124 and the Reopener Provision.
- b) When OPG was first made aware of the potential Reopener Provision in the Society collective agreement.

AMPCO-5

Following the Bill 124 Decision, the Society is seeking increased compensation for the term of their collective agreement pursuant to the Reopener Provision. This matter is presently scheduled for interest arbitration on March 15, 2023.

Please provide the status/decision of interest arbitration on March 15, 2023.

AMPCO-6

Ref: EB-2020-0290 F4-T3-S1 Attachment #1

Please file an updated Appendix 2-K.

AMPCO-7

Ref: EB-2020-0290 F4-T3-S1 Page 15

The evidence states Bill 124 will further limit management salary and pay for performance envelope increases to a maximum of 1% annually for the duration of the applicable moderation period. Consistent with the timing set out in Bill 124, OPG plans to implement the moderation period for management employees not then subject to O. Reg 406/1813 starting on January 1, 2022.

- a) Please confirm the end of the moderation period for management employees.
- b) Does OPG expect the overturning of Bill 124 will impact the compensation costs for management.