

Reply to the Attention of: Adam D.H. Chisholm
 Direct Line: 416.307.4209
 Email Address: adam.chisholm@mcmillan.ca
 Our File No.: 297778
 Date: April 17, 2023

VIA EMAIL

PUBLIC

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

Dear Registrar,

Re: CONFIDENTIALITY REQUEST – File No. EB-2022-0178

We are today filing the affirmed Affidavit of John Gustin.

Mr. Gustin’s affidavit contains the following information which we respectfully request be kept confidential pursuant to Rule 10.01 of the Board’s *Rules of Practice and Procedure* and consistent with the Board’s Practice Direction on Confidential Filings revised December 17, 2021:

Information	Specific Page(s) Redacted	Presumptive Confidential Category	Other Basis for Confidentiality Claim
Personal information of the affiant	1, 2		This information is personal information of the affiant, in particular his employment history, that informs his ability to provide the Board with information that will assist it in determining the matters in issue.
Non-public information about employment levels at Customer location	2		Information about employment levels at the Formet plant is information that is commercial or financial information that is consistently treated in a confidential manner by the person providing it to the Board
Non-public information about Customer	6, 9	(3) Information that would disclose load profiles, energy	This information is already subject to confidentiality order.

		usage and billing information about a specific customer that is not personal information.	
Non-public information about customer load profile	8, 10, 11, 12, 13, 14	(3) Information that would disclose load profiles, energy usage and billing information about a specific customer that is not personal information.	Some information (on page 13) is already the subject of a confidentiality order of the Board.
Non-public operational information about customer, including information about equipment, production levels and disruptions	Exhibit "K" (PDF pages 106-114)	(3) Information that would disclose load profiles, energy usage and billing information about a specific customer that is not personal information.	Disclosure of this information could potentially prejudice the Customer's competitive position against competitors if there is an outage; interfere with the Customer's relationships with customers and suppliers; is likely lead to a significant loss to the customer if disclosed; and contains commercial and technical material that is constantly treated as confidential by the Customer.

In addition to the confidential un-redacted version enclosed herewith, we have also filed a non-confidential redacted version of the Affidavit of John Gustin which we understand will be placed in the public record. That version has been served by email on the Applicant, Hydro One and the OEB Registrar, and filed separately via RESS.

The Customer does not object to sharing the un-redacted Affidavit of John Gustin with Hydro One and Entegrus for those persons who have filed a Declaration and Undertaking as to confidentiality subject to any contrary direction from the Board.

Yours truly,



Adam D.H. Chisholm

Encl.