AMPCO Interrogatory #6

Interrogatory

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

Please file an updated Appendix 2-K.

Response

OPG refuses to provide an updated "Appendix 2k" on the grounds that the requested information is not relevant to any issue before the OEB in this proceeding.

"Appendix 2k" as filed in EB-2020-0290 (Ex. F4-3-1, Attachment 1) provides actual and planned staffing, compensation and benefit information in relation to OPG's nuclear facilities. Such information is relevant when setting payment amounts, but not to the establishment of the Impact of Overturning Bill 124 Variance Account proposed in this application. The information provided in "Appendix 2k" is not relevant to satisfying eligibility criteria for establishing a new variance account set out by the OEB (causation, materiality, and prudence). OPG's Application, pages 9-10 and Ex. L-Staff-01 demonstrate that the compensation cost impacts of the Bill 124 Decision are material, even when viewed solely in relation to PWU-represented employees.

The methodology that OPG would apply to calculate the amounts recorded to the Impact of Overturning Bill 124 Variance Account, subject to direction to the contrary, would be based on the approach used in EB-2020-0290, Ex. L-F4-03-PWU-023 and does not rely on updated "Appendix 2k" information. This methodology is discussed further in Ex. L-SUP-01.