



Chatham x Lakeshore Limited Partnership

**Application for electricity transmission rates beginning
January 1, 2025**

PROCEDURAL ORDER NO. 1

August 30, 2024

Chatham x Lakeshore Limited Partnership (CLLP) filed a transmission revenue requirement application with the Ontario Energy Board (OEB) on July 12, 2024, under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B). CLLP is seeking approval of the rates revenue requirement for each year commencing January 1, 2025 and through to December 31, 2029.

A Notice of Hearing was issued on August 6, 2024. Each of Association of Major Power Consumers in Ontario (AMPCO), Consumers Council of Canada (CCC), and School Energy Coalition (SEC), applied for intervenor status and cost eligibility.

No objection was received from CLLP.

AMPCO, CCC and SEC are approved as intervenors. The list of parties in this proceeding is attached as Schedule A to this Procedural Order. AMPCO, CCC and SEC are eligible to apply for an award of costs under the OEB's [Practice Direction on Cost Awards](#).

Cost eligible intervenors should be aware that the OEB will not generally allow the recovery of costs for the attendance of more than one representative of any party unless a compelling reason is provided when cost claims are filed.

Individuals that represent their own interests should carefully review the OEB's Practice Direction on Cost Awards for information about the types of costs and disbursements that an individual may claim. For example, while wage or salary losses incurred as a result of participating in an OEB hearing may be claimed, fees are not generally permitted to be claimed by individuals under the OEB's Cost Award Tariff.

Being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

Evidence Update

CLLP filed a letter on August 30, 2024, to notify the OEB of the need for an evidence update. CLLP referred to its application in which it stated that it would update its cost and schedule forecast in September 2024 to advise whether construction-related risks related to in-servicing the assets have materialized.¹ In its letter, CLLP advised that the Chatham to Lakeshore line will go into service approximately three months ahead of the original in-service date of December 2024. CLLP noted that total project costs are trending slightly under the as-filed application due to risks not materializing, and Construction Work in Progress savings. CLLP proposed to provide updated evidence with respect to this change as part of its interrogatory responses in this proceeding.

The OEB acknowledges receipt of CLLP's letter. CLLP is strongly encouraged to file the updated evidence as soon as possible, and no later than concurrently with its interrogatory responses in this proceeding. The OEB will consider whether additional discovery is necessary following the receipt of CLLP's evidence, and the form that any further discovery should take. As noted below, the Settlement Conference in this proceeding is currently scheduled for October 10, 2024.

Issues List

The OEB is making provision for the development of an issues list prior to the filing of written interrogatories. Parties shall use the draft issues list at Exhibit A, Tab 7, Schedule 1 of the application as a starting point. If parties agree to revisions, OEB staff will file a revised draft Issues List with the OEB. If there is no agreement on whether the draft issues list should be revised, OEB staff will advise the OEB in writing. The OEB will approve an issues list prior to the filing of interrogatories.

Interrogatories

The OEB is making provision for written interrogatories. Parties should not engage in detailed exploration of items that do not appear to be material. Parties should use the materiality thresholds documented in Chapter 2 of the [Filing Requirements for Electricity Transmission Applications](#) as a guide. Parties should consult sections 26 and 27 of OEB's [Rules of Practice and Procedure](#) regarding required naming and numbering conventions and other matters related to interrogatories.

Settlement Conference

The OEB is making provision for a settlement conference. Following the settlement conference, provision is being made for the filing of letters informing the OEB of the status

¹ EB-2024-0216, Exhibit B, Tab 2, Schedule 1, page 3

of the settlement conference, presentation of any settlement proposal filed by CLLP, whether full or partial, and for the presentation of any unsettled issues to be adjudicated by the OEB.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. OEB staff shall file a proposed issues list, or, alternatively, shall advise the OEB in writing that parties have been unable to reach an agreement on a draft issues list by **September 5, 2024**.
2. OEB staff and intervenors shall request any relevant information and documentation from CLLP that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on CLLP by **September 13, 2024**.
3. CLLP shall file with the OEB complete written responses to the interrogatories by **September 27, 2024**.
4. A Settlement Conference will be convened on **October 10, 2024**, starting at 9:30 a.m. If necessary, the settlement conference will continue on **October 11, 2024**. Information on how to participate in the conference will be provided at a later date.
5. **Within 48 hours** of the conclusion of the settlement conference, CLLP shall file a letter informing the OEB of the status of the settlement discussions including whether a tentative agreement had been reached or if the parties intend to continue settlement discussions beyond the scheduled conference.
6. If there is no settlement proposal arising from the settlement discussions, CLLP shall file a statement to that effect with the OEB by **November 4, 2024**. In that event, parties shall file and serve on the other parties by **November 11, 2024**, any submissions on which issues shall be heard in writing, and for which issues the OEB should hold an oral hearing.
7. If there is a settlement, any settlement proposal arising from the settlement conference shall be filed with the OEB on or before **November 18, 2024**.
8. Any written submissions by OEB staff and intervenors shall be filed with the OEB and served on all other parties by **November 25, 2024**.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, **do not include personal information** (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's [Rules of Practice and Procedure](#).

Please quote file number, **EB-2024-0216** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [File documents online page](#) on the OEB's website.
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact registrar@oeb.ca for assistance.
- Cost claims are filed through the OEB's online filing portal. Please visit the [File documents online page](#) of the OEB's website for more information. All participants shall download a copy of their submitted cost claim and serve it on all required parties as per the [Practice Direction on Cost Awards](#).

All communications should be directed to the attention of the Registrar and be received by end of business, 4:45 p.m., on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Abila Nur at abila.nur@oeb.ca and OEB Counsel, James Sidlofsky at james.sidlofsky@oeb.ca.

Email: registrar@oeb.ca

Tel: 1-877-632-2727 (Toll free)

DATED at Toronto, **August 30, 2024**

ONTARIO ENERGY BOARD

By delegation, before: Nancy Marconi

Nancy Marconi
Registrar

SCHEDULE A
LIST OF APPLICANT AND INTERVENORS
CHATHAM X LAKESHORE LIMITED PARTNERSHIP
EB-2024-0216
AUGUST 30, 2024

APPLICANT & LIST OF INTERVENORS

August 30, 2024

APPLICANT

Rep. and Contact Information for Service

**Chatham x Lakeshore GP Inc.,
general partner of Chatham x
Lakeshore Limited
Partnership**

Shauna Devereux

Regulatory Clerk

Chatham x Lakeshore GP Inc., general partner of
Chatham x Lakeshore Limited Partnership

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INTERVENORS

Rep. and Contact Information for Service

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Consumers in Ontario**

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APPLICANT & LIST OF INTERVENORS

August 30, 2024

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