



**EB-2008-0272**

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*,  
S. O. 1998, c. 15, Schedule B;

**AND IN THE MATTER OF** a review of an application filed by  
Hydro One Networks Inc. under section 78 of the *Ontario  
Energy Board Act, 1998*, seeking changes to the uniform  
provincial transmission rates.

### **PROCEDURAL ORDER NO. 1**

On September 30, 2008, Hydro One Networks Inc. ("Hydro One") filed an application with the Ontario Energy Board (the "Board") under section 78 of *Ontario Energy Board Act, 1998* (the "Act"). The application seeks approval for changes to the uniform provincial transmission rates that Hydro One charges for electricity transmission to be effective and implemented on July 1, 2009. The Board has assigned the application file number EB-2008-0272.

The Board issued a Notice of Application on October 17, 2008. The Board received 21 requests for intervenor status. The Board approves these intervention requests. A list of the intervenors is attached as Appendix A.

The following parties also applied for cost award eligibility: Association of Major Power Consumers in Ontario, Building Owners and Managers Association, Consumers Council of Canada, Canadian Manufacturers and Exporters, Energy Probe, London Property Managers Association, Pollution Probe, Schools Energy Coalition, and Vulnerable Energy Consumers Coalition. The Board finds that each of these parties is eligible for a cost award.

Many parties indicated a preference for an oral hearing and no parties opposed one. The Board intends to proceed by way of an oral hearing preceded by written interrogatories and a settlement conference.

The Board has attached a proposed issues list at Appendix B. Intervenor and Hydro One may make submissions on the list and propose changes for the Board's consideration. In proposing additional issues parties should provide justification and give consideration to whether the item is already included under one of the proposed issues. Similarly, parties proposing to remove or limit the scope of an issue on the proposed list should provide justification. After reviewing these submissions, the Board will issue a final Issues List. Only matters that are on the final Issues List will be considered in this proceeding.

The Board has not provided for an Issues Day, but may adjust the schedule if it is determined that one is required. The Board is also requiring that Intervenor indicate whether they intend to file evidence in this proceeding. In the event that Intervenor evidence is filed the schedule will be adjusted accordingly.

The Board anticipates that the oral hearing will be held commencing approximately Tuesday February 17, 2009. The exact commencement date for the oral hearing will be set in a further order of the Board.

The Board considers it necessary to make provision for the following matters related to this proceeding. The Board may issue further procedural orders from time to time.

**THE BOARD ORDERS THAT:**

1. Hydro One and Intervenor may make submissions on the proposed issues list (attached as Appendix B) and shall file any submissions with the Board and deliver them to each Intervenor no later than Friday November 21, 2008.
2. Hydro One may respond to the submissions of intervenors, and Intervenor may respond to the submissions of Hydro One or other intervenors by filing those responses with the Board and delivering them to each Intervenor no later than Tuesday November 25, 2008.

3. Board staff seeking information and material that is in addition to the Applicant's pre-filed evidence, and that is relevant to the hearing, shall request the same by written interrogatories filed with the Board and delivered to the Intervenor and the Applicant on or before Monday December 1, 2008.
4. Intervenor seeking information and material that is in addition to the Applicant's evidence, and that is relevant to the hearing, shall request the same by written interrogatories filed with the Board and delivered to the Intervenor and the Applicant on or before Thursday December 4, 2008.
5. Intervenor and Board staff shall, on or before Thursday December 4, 2008, indicate if it is their intention to file evidence.
6. Responses by the Applicant to interrogatories shall be filed with the Board and delivered to all parties on or before Tuesday December 23, 2008;
7. A settlement conference shall be held at the Board's offices, commencing at 9:30 a.m. on Tuesday February 3, 2009, and continuing to Thursday February 5, 2009 if required;
8. If there is a settlement or a partial settlement agreement forthcoming from the settlement conference then that agreement shall be filed with the Board on or before Monday February 9, 2009;
9. A hearing to present the settlement shall be held at the Board's offices commencing at 9:30 a.m. on Thursday, February 12, 2009.

All filings to the Board noted in this Procedural Order must be in the form of 2 hard copies and must be received by the Board by **4:45 p.m.** on the stated dates. An electronic copy of the filing must also be provided. If you already have a user ID, the electronic copy of your filing should be submitted through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca). If you do not have a user ID, please visit the "e-Filing Services" page on the Board's website at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) and fill out a user ID password request. For instructions on how to submit and naming conventions, please refer to the RESS Document Guidelines also found on the "e-Filing Services" webpage. If the Board's web portal is not available, the electronic copy of your filing may be submitted by e-mail at [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca). Those who do not have internet

access are required to submit the electronic copy of their filing on a CD or diskette in PDF format.

**Address**

**The Ontario Energy Board:**

Post:

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary

Filings: [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca)

E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

Tel: 1-888-632-6273 (toll free)

Fax: 416-440-7656

**ISSUED** at Toronto, November 14, 2008

ONTARIO ENERGY BOARD

*Original signed by*

Kirsten Walli  
Board Secretary

## **APPENDIX A**

### **HYDRO ONE NETWORKS INC TRANSMISSION RATE HEARING**

**EB-2008-0272**

#### **PROPOSED ISSUES LIST**

##### **1. GENERAL**

1.1 Has Hydro One responded appropriately to all relevant Board directions from previous proceedings?

##### **2. LOAD FORECAST and REVENUE FORECAST**

2.1 Is the load forecast and methodology appropriate and have the impacts of Conservation and Demand Management initiatives been suitably reflected?

2.2 Are other revenue forecasts appropriate?

##### **3. OM&A**

3.1 Are the proposed spending levels for Sustaining and Development OM&A in 2009 and 2010 appropriate, including consideration of factors such as of system reliability and asset condition?

3.2 Are the proposed spending levels for Shared Services and Other O&M in 2009 and 2010 appropriate?

3.3 Are the compensation levels proposed for 2009 and 2010 appropriate?

##### **4. CAPITAL EXPENDITURES and RATE BASE**

4.1 Are the proposed 2009 and 2010 Sustaining and Development and Operations capital expenditures appropriate, including consideration of factors such as system reliability and asset condition?

4.2 Are the proposed 2009 and 2010 levels of Shared Services and Other Capital expenditures appropriate?

## **5. DEFERRAL/VARIANCE ACCOUNTS**

5.1 Are the proposed amounts and disposition for each of the deferral and variance accounts appropriate?

5.2 Is the proposed continuation of the deferral/variance accounts appropriate?

5.3 Are the proposed new Deferral/Variance Accounts appropriate?

## **6. COST ALLOCATION**

6.1. Would it be appropriate to make changes to cost allocation in response to the study submitted on line connection costs for customers directly connected to networks stations?

## **APPENDIX B**

### **HYDRO ONE NETWORKS INC TRANSMISSION RATE HEARING**

**EB-2008-0272**

#### **APPLICANT & LIST OF INTERVENTIONS**

##### **Applicant**

Hydro One Networks Inc.

##### **Rep. And Address for Service**

Glen MacDonald  
Senior Advisor – Regulatory Affairs  
Hydro One Networks Inc.  
8<sup>th</sup> Floor, South Tower  
483 Bay Street  
Toronto ON M5G 2P5

Tel: 416-345-5913  
Fax: 416-345-5866  
Email: regulatory@hydroone.com

Counsel for applicant

D. H. Rogers, Q.C.  
Rogers Partners LLP  
181 University Avenue  
Suite 1900, P.O. Box 97  
Toronto ON M5H 3M7

Tel: 416-594-4500  
Fax: 416-594-9100  
Email: don.rogers@rogersmoore.com

##### **Intervenors**

##### **Rep. And Address for Service**

1. Association of Major Power Consumers in Ontario (AMPCO)

Adam White  
President  
AMPCO  
372 Bay Street, Suite 1702  
Toronto ON M5H 2W9

Tel: 416-260-0225  
Fax: 416-260-0442  
Email: awhite@ampco.org

AND

Wayne Clark  
SanZoe Consulting Inc.  
25 Priest Avenue  
Minesing ON L0L 1Y3

Tel: 705-728-3284  
Fax: 705-721-0974  
Email: wayne.clark@xplornet.com

AND

Shelly Grice  
AMPCO Case Management  
372 Bay Street, Suite 1702  
Toronto ON M5H 2W9

Tel: 416-260-0280 ext. 104  
Fax: 416-260-0442  
Email: sgrice@ampco.org

AND

J. Mark Rodger  
Borden Ladner Gervais LLP  
Scotia Plaza, 40 King Street West  
Toronto ON M5H 3Y4

Tel: 416-367-6190  
Fax: 416-361-7088  
Email: mrodger@blgcanada.com

2. Building Owners and Managers  
Association of the Greater Toronto  
Area (BOMA)

Chuck Stradling  
Executive Vice President  
BOMA Toronto  
20 Queen Street West  
Suite 2012  
Toronto ON M5H 3R3

Tel: 416-596-8065  
Fax: 416-596-1085  
Email: cstradling@bomatoronto.org



AND

Randy Aiken  
Aiken & Associates  
578 McNaughton Ave. West  
Chatham ON N7L 4J6

Tel: 519-351-8624  
Fax: 519-351-4331  
Email: raiken@xcelco.on.ca

3. Canadian Manufacturers &  
Exporters (CME)

Paul Clipsham  
Director of Policy  
Ontario Division  
Canadian Manufacturers & Exporters  
6725 Airport Road, Suite 200  
Mississauga ON L4V 1V2

Tel: 905-672-3466 ext. 3236  
Fax: 905-672-1764  
Email: paul.clipsham@cme-mec.ca

AND

Peter C.P. Thompson, Q.C.  
Borden Ladner Gervais LLP  
Barristers & Solicitors  
100 Queen Street, Suite 1100  
Ottawa ON K1P 1J9

Tel: 613-787-3528  
Fax: 613-230-8842  
Email: pthompson@blgcanada.com

AND

Vincent J. DeRose  
Borden Ladner Gervais LLP  
Barristers & Solicitors  
100 Queen Street, Suite 1100  
Ottawa ON K1P 1J9

Tel: 613-787-3589  
Fax: 613-230-8842  
Email: vderose@blgcanada.com

4. Consumers Council of Canada  
(CCC)

Julie Girvan  
2 Penrose Road  
Toronto ON M4S 1P1

Tel: 416-322-7936  
Fax: 416-322-9703  
Email: jgirvan@ca.inter.net

AND

Robert B. Warren  
WeirFoulds LLP  
The Exchange Tower, Suite 1600  
P.O. Box 480, 130 King Street West  
Toronto ON M5X 1J5

Tel: 416-947-5075  
Fax: 416-365-1876  
Email: rwarren@weirfoulds.com

5. Electricity Distributors  
Association (EDA)

Dev Pasumarty  
Policy Analyst  
Electricity Distributors Association  
3700 Steeles Ave. West  
Suite 1100  
Vaughan ON L4L 8K8

Tel: 905-265-5300  
Fax: 905-265-5301  
Email: dpasumarty@eda-on.ca

6. Energy Probe Research  
Foundation (Energy Probe)

David S. MacIntosh  
c/o Energy Probe  
225 Brunswick Ave.  
Toronto ON M5S 2M6

Tel: 416-964-9223 ext. 235  
Fax: 416-964-8239  
Email: davidmacintosh@nextcity.com

AND

Peter T. Faye  
Barrister and Solicitor  
42 Eastwood Crescent  
Markham ON L3P 5Z7

Tel: 905-294-2013  
Email: pfaye@rogers.com

7. Great Lakes Power Transmission LP (GLPTLP) Tim Lavoie  
General Manager  
Great Lakes Power Transmission LP  
2 Sackville Road  
Sault Ste. Marie ON P6B 6J6  
  
Tel: 705-941-5697  
Fax: 705-941-5600  
Email: tlavoie@glp.ca
- AND
- Charles Keizer  
Ogilvy Renault LLP  
Royal Bank Plaza, South Tower  
200 Bay Street, Suite 3800  
Toronto ON M5J 2Z4  
  
Tel: 416-216-2342  
Fax: 416-216-3930  
Email: ckeizer@ogilvyrenault.com
8. Hydro Ottawa Limited Jane Scott  
Manager, Rates and Revenue  
Hydro Ottawa Limited  
3025 Albion Road North  
P.O. Box 8700  
Ottawa ON K1G 3S4  
  
Tel: 613-738-5499 ext 7499  
Fax: 613-738-5485  
Email: janescott@hydroottawa.com
9. Independent Electricity System Operator (IESO) Carl Burrell  
Senior Regulatory Analyst  
Regulatory Affairs  
Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto ON M5G 2K4  
  
Tel: 416-506-2858  
Fax: 416-506-2847  
Email: carl.burrell@ieso.ca

AND

John Rattray  
Independent Electricity System Operator  
655 Bay Street, Suite 410  
P.O. Box 1  
Toronto ON M5G 2K4

Tel: 416-506-2856  
Fax: 416-506-1466  
Email: john.rattray@ieso.ca

10. Lewis Balogh

Balogh Farms & Vineyard  
RR 3  
Langton  
Silver Hill ON N0E 1G0

Tel: 519-875-4825  
Fax: 519-875-4318  
\*no email

11. London Property Management  
Association (LPMA)

Randy Aiken  
Aiken & Associates  
578 McNaughton Ave. West  
Chatham ON N7L 4J6

Tel: 519-351-8624  
Fax: 519-351-4331  
Email: raiken@xcelco.on.ca

12. Ontario Power Generation Inc.  
(OPG)

Tony Petrella  
Senior Advisor, Regulatory Affairs  
Ontario Power Generation Inc.  
700 University Avenue, H18-E1  
Toronto ON M5G 1X6

Tel: 416-592-3036  
Fax: 416-592-8519  
Email: tony.petrella@opg.com

13. Pollution Probe

Jack Gibbons  
Public Interest Economics  
625 Church Street, Suite 402  
Toronto ON M4Y 2G1

Tel: 416-926-1907 ext. 240  
Fax: 416-926-1601  
Email: jgibbons@pollutionprobe.org

AND

Murray Klippenstein  
Counsel  
Klippensteins  
Barristers & Solicitors  
160 John Street, Suite 300  
Toronto ON M5V 2E5

Tel: 416-598-0288  
Fax: 416-598-9520  
Email: murray.klippenstein@klippensteins.ca

AND

Basil Alexander  
Counsel  
Klippensteins  
Barristers & Solicitors  
160 John Street, Suite 300  
Toronto ON M5V 2E5

Tel: 416-598-0288  
Fax: 416-598-9520  
Email: basil.alexander@klippensteins.ca

14. PowerStream Inc.

Sarah Griffiths  
Manager, Regulatory Affairs  
PowerStream Inc.  
161 Cityview Blvd.  
Vaughan ON L4H 0A9

Tel: 905-532-4527  
Fax: 905-532-4557  
Email: sarah.griffiths@powerstream.ca

15. Power Workers' Union

John Sprackett  
Staff Officer, President's Office  
Power Workers' Union  
244 Eglinton Avenue East  
Toronto ON M4P 1K2

Tel: 416-322-4787  
Fax: 416-481-7914  
Email: sprackett@pwu.ca

AND

Judy Kwik  
Senior Consultant  
Elenchus Research Associates (ERA)  
34 King Street East, Suite 610  
Toronto ON M5C 2X8

Tel: 416-348-8777  
Fax: 416-348-9930  
Email: jkwik@era-inc.ca

AND

Bayu Kidane  
Elenchus Research Associates (ERA)  
34 King Street East, Suite 610  
Toronto ON M5C 2X8

Tel: 416-348-8777  
Fax: 416-348-9930  
Email: bkidane@era-inc.ca

AND

Richard Stephenson  
Counsel  
Paliare Roland  
250 University Avenue, Suite 510  
Toronto ON M5H 3E5

Tel: 416-646-4325  
Fax: 416-646-4335  
Email: richard.stephenson@paliareroland.com

16. School Energy Coalition

Bob Williams  
Co-ordinator  
Ontario Education Services Corporation  
c/o Ontario Public School Boards  
Association  
439 University Avenue, 18<sup>th</sup> Floor  
Toronto ON M5G 1Y8

Tel: 416-340-2540  
Fax: 416-340-7571  
Email: bwilliams@opsba.org

AND

Rachel Chen  
Principal Consultant  
Institutional Energy Analysis, Inc.  
250 University Avenue, Suite 700  
Toronto ON M5H 3E5

Tel: 416-214-5218  
Fax: 416-214-5418  
Email: rachel.chen@ieai.ca

AND

John De Vellis  
Shibley Righton LLP  
Barristers and Solicitors  
250 University Avenue, Suite 700  
Toronto ON M5H 3E5

Tel: 416-214-5232  
Fax: 416-214-5432  
Email: john.devellis@shibleyrighton.com

17. Shell Energy North America  
(Canada) Inc. (Shell Energy)

Paul Kerr  
Manager, Market Affairs  
Shell Energy North America (Canada) Inc.  
60 Struck Court, Suite 100  
Cambridge ON N1R 8L2

Tel: 519-620-7712  
Fax: 519-624-7712  
Email: paul.kerr@shell.com

18. The Society of Energy Professionals (SEP)  
Richard Long  
The Society of Energy Professionals  
IFPTE Local 160, AFL-CIO, CLC  
425 Bloor Street East, Suite 300  
Toronto ON M4W 3R4  
  
Tel: 416-979-2709 ext. 2255  
Fax: 416-979-5794  
Email: longr@society.on.ca
19. Toronto Hydro-Electric System Limited (THESL)  
Colin McLorg  
Manager, Regulatory Affairs  
Toronto Hydro-Electric System Limited  
14 Carlton Street  
Toronto ON M5B 1K5  
  
Tel: 416-542-2513  
Fax: 416-542-2776  
Email: regulatoryaffairs@torontohydro.com
20. Union Gas Limited  
Patrick McMahon  
Manager, Regulatory Research and Records  
Union Gas Limited  
P.O. Box 2001  
50 Keil Drive North  
Chatham ON N7M 5M1  
  
Tel: 519-436-5325  
Fax: 519-436-4641  
Email: pmcmahon@uniongas.com
21. Vulnerable Energy Coalition (VECC)  
Bill Harper  
Econalysis Consulting Services  
34 King Street East, Suite 1102  
Toronto ON M5C 2X8  
  
Tel: 416-348-0193  
Fax: 416-348-0641  
Email: bharper@econalysis.ca



AND

Michael Buonaguro  
Counsel  
c/o Public Interest Advocacy Centre  
34 King Street East, Suite 1102  
Toronto ON M5C 2X8

Tel: 416-767-1666  
Fax: 416-348-0641  
Email: [mbuonaguro@piac.ca](mailto:mbuonaguro@piac.ca)