



Wasaga Distribution Inc.

Application for a Service Area Amendment

**DECISION ON SUPPLEMENTARY EVIDENCE AND PROCEDURAL ORDER NO. 3
November 10, 2025**

Wasaga Distribution Inc. (Wasaga Distribution) filed an application with the Ontario Energy Board (OEB) on August 19, 2025, under section 74 of the *Ontario Energy Board Act, 1998*, to amend its licensed service area¹ to include a property located at 400 45th Street South, in the Town of Wasaga Beach, to its licensed territory.

The OEB issued Notice and Procedural Order No. 1 on October 3, 2025, which set out the initial procedural steps for this proceeding. The Notice and Procedural Order No. 1 allowed Hydro One Networks Inc. (Hydro One), an approved interelevator, to file written evidence, which Hydro One did on October 17, 2025.

The OEB issued Procedural Order No. 2 on October 24, 2025, allowing Wasaga Distribution to file supplementary evidence on October 27, 2025. The OEB also set out the procedural steps for written interrogatories to be due on October 31, 2025, and responses to interrogatories due on November 7, 2025.

Wasaga Distribution included a section in its supplementary evidence titled “Exploration of Supply Lines, Distribution Station Ownership and Connected Customers” outlining its future aspirations which it acknowledged is beyond the scope of the current proceeding.

In its October 31, 2025, cover letter to its interrogatories, Hydro One requested that the OEB omit and not consider one section of Wasaga Distribution’s supplemental evidence. Hydro One stated that it did not pose any interrogatories related to the “Exploration of Supply Lines, Distribution Station Ownership and Connected Customers” section because “By the Applicant’s own admission, the evidence advanced in this section of the Supplementary Evidence is out of scope of this proceeding, and thus irrelevant to the relief sought in this proceeding.” Further, Hydro One advised that its disregard of this evidence is not a form of acceptance and based on OEB jurisprudence, review of an asset divestiture must be based on the assessment of a proposed transaction, and there is no proposed or completed transaction in this case.

¹ Refer to Schedule 1 of Wasaga Distribution Inc. Licence (ED-2002-0544)

Findings

The OEB agrees with the parties that Wasaga Distribution's supplemental evidence on "Exploration of Supply Lines, Distribution Station Ownership and Connected Customers" is out of scope of the current proceeding. The OEB agrees with Hydro One that sales of distribution systems or parts thereof are subject to leave of the OEB under section 86 of the *Ontario Energy Board Act, 1998*, and that there is no transaction of that kind before the OEB.

The OEB, however, will not remove, or omit, that section of Wasaga Distribution supplementary evidence from the public record as requested by Hydro One. It is open to Wasaga Distribution to identify potential future asset acquisition plans and risks in its evidence, but it is not appropriate to consider the merits of such plans in this service area amendment proceeding. As noted previously, the parties – including Wasaga Distribution – agree that this section is out of scope. Further, the OEB observes that Wasaga Distribution made submissions in this section, which are not appropriate to consider as evidence.

The OEB is proceeding with final submissions on the application, and is establishing the dates for written submissions from the parties and OEB staff. The OEB provides the following guidance to parties and OEB staff in preparing submissions. The OEB expects the parties and OEB staff to limit their submissions to matters that are within the scope of a service area amendment proceeding. The OEB will not consider submissions related to the section of Wasaga Distribution's supplementary evidence on "Exploration of Supply Lines, Distribution Station Ownership and Connected Customers". The OEB reminds the parties and OEB staff that the principles for assessing service area amendment applications were determined in the combined service area amendments proceeding² and are reflected in the *Filing Requirements for Service Area Amendment Applications*.³ The broad principles include but are not limited to efficient rationalization of the distribution system; system impacts arising from the proposed amendment, mitigation measures and customer preference among others.

The OEB notes that Hydro One has requested confidential treatment of certain information filed in its November 7, 2025, responses to interrogatories on its evidence. The OEB will issue a decision on that request at a later date. For the time being, the OEB will treat this material as confidential, and access to the material will be governed by the OEB's *Practice Direction on Confidential Filings*.

² RP-2003-0044 Decision with Reasons dated February 27, 2004.

³ Filing Requirements for Service Area Amendment Applications, dated March 12, 2007

The OEB is making provision for the following related to this proceeding. Further procedural orders may be issued by the OEB.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Any written submission from intervenors and OEB staff shall be filed with the OEB and served on all parties by **November 24, 2025**.
2. Any written reply submission from Wasaga Distribution shall be filed with the OEB and served on all parties by **December 8, 2025**.

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-2025-0254** 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 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, Natasha Gocool at Natasha.Gocool@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, **November 10, 2025**

ONTARIO ENERGY BOARD

Ritchie Murray
Acting Registrar