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**BY EMAIL**

April 27, 2026

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

Dear Mr. Murray:

**Re: Ontario Power Generation Inc. (OPG) and DNNP LP (the Applicants)  
Declined Interrogatory Responses  
Interrogatory Resolution Day  
OEB File Number: EB-2025-0297**

On April 23, 2026, the OEB rescheduled the Motions Hearing for May 5, 2026. The OEB directed anyone intending to bring a motion to file a letter by April 27, 2026. The OEB also made provision for an “interrogatory resolution day” on April 28, 2026.

There are five refusals that OEB staff intends to discuss with OPG at the interrogatory resolution day. If they cannot be resolved, OEB staff intends to pursue them at the Motions Hearing.

### D1-Staff-63

This interrogatory referenced page 15 of the *Filing Requirements for Ontario Power Generation Inc.*, which requires OPG to provide details comparing OEB-approved capital plans from the most recent payment amounts proceeding to actuals. For OPG’s nuclear capital plan, this type of information is presented in Ex. D2-1-3 Table 1.

However, the same information is not available for OPG's hydroelectric business, as OPG's most recent payment amounts application did not result in an "OEB-approved" hydroelectric capital plan.

The interrogatory seeks to identify a proxy for an OEB-approved hydroelectric capital plan for 2022 to 2026. Specifically, the interrogatory requested a summary table identifying Tier 1 hydroelectric projects that were planned to go into service in 2022 to 2026 as part of OPG's Business Plan. The purpose of the interrogatory is to understand the state of OPG's hydroelectric capital plans through the 2022 to 2026 period as they were approved by OPG management and the OPG board of directors. This information would be relevant in the same way that the OEB-approved nuclear capital plan is relevant to this proceeding. It is standard practice in Custom IR proceedings for the OEB to examine actual execution of the capital plan.

OPG declined to provide the requested information on the basis that past estimates are superseded by the execution Business Case Summary. OPG states that information included in past Business Plans is not relevant and/or does not provide incremental probative value.

This information is relevant to issues 4, 11, and 12.<sup>1</sup> Generally, these issues relate to the hydroelectric capital plan and the proposed custom framework that is predicated on the capital plan. This information is relevant to approvals 1 and 14, which relate to the 2027 revenue requirement and the proposed annual escalation.<sup>2</sup>

### G1-Staff-238

Referencing Ex. G1-1-1, this interrogatory requested Clean Energy Credit Forecast Revenues for 2027 to 2031. In the response, OPG provided two forecasts. The nuclear forecast is provided for 2027 to 2031 and the hydroelectric forecast for 2027 only. OPG stated that the information related to the 2028 to 2031 hydroelectric forecast is not relevant to the proposed formulaic annual adjustment mechanism for the regulated hydroelectric rate-setting methodology.

It is OEB staff's view that the requested information is relevant on the basis that OPG is requesting to retain these earnings. As a result, this information mainly relates to issue 34, which considers hydroelectric non-energy revenues. The determinations on these non-energy revenues could inform whether they need to be considered for the entire IR

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<sup>1</sup> The Issues List to this proceeding was established with [Procedural Order No. 2](#)

<sup>2</sup> The Applicants outline the approvals sought in [Exhibit A1-2-2](#)

term. As a result, this relates to approval 14, the approval of the proposed annual escalation.

### H1-Staff-260

This interrogatory requested transaction details for deferral and variance accounts, including those that are excluded from OPG's request to disposition balances as of December 31, 2024. OPG declined to provide the requested information for three accounts since OPG is not seeking to disposition the balances of these accounts in this application. This information was requested on the basis that the OEB examines and approves the methodology, calculations, and generally, the basis of additions to variance accounts.

Two of the subject accounts, the Pickering B and the non-DNNP Nuclear Development Variance Accounts, have not previously been before the OEB. It is OEB staff's intention to prevent confusion to ensure that additions to these accounts are accurate and to substantiate prudence in a future proceeding. For example, OPG has a new OM&A category of Pickering Cyclical Maintenance and the OEB may find clarity on these costs in relation to "extension activities" and "preservation activities" relevant to the Pickering B Variance Account.<sup>3</sup>

Regarding the third account, it is OEB staff's intention to use the information from this interrogatory response regarding the hydroelectric Capacity Refurbishment Variance Account (CRVA) in combination with two other interrogatories. These are L-H1-Staff-253 and L-H1-Staff-257, to which OPG responded by referencing L-H1-SEC-204. These responses provide hypothetical interactions between the Capacity Refurbishment Variance Account and the proposed Global Hydroelectric Capital Variance Account and example accounting orders. OEB staff filed H1-Staff-260 so that the most recent accounting activity can be used to understand the hypothetical interactions. This interaction is identified in the pre-filed evidence.

The requested information relates to issue 38 and approvals 21 and 22. All three of these relate to the continuation or establishment of deferral and variance accounts.

### A1-Staff-276

This interrogatory requested information related to historical in-service additions and the revenue requirement of those additions according to an asset categorization provided in

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<sup>3</sup> O. Reg 53/05 s. 5.7(1)

the interrogatory's preamble. The same details were requested for CRVA-eligible projects for the same historical period.

OPG declined to answer two parts of the interrogatory. First, OPG declined to provide the revenue requirement impact at the category asset account level. Instead, OPG provided a hypothetical revenue requirement calculation. OEB staff did not intend to request that OPG prepare revenue requirement impact at the resolution of each asset account. OEB staff seeks the revenue requirement impacts for the in-service additions on the basis of the seven asset groupings, not the 64 individual asset accounts.

OPG also declined to provide the same information for CRVA-eligible projects that comprised those in-service additions. OPG declined to provide this information on the basis that OPG can only seek recovery of the CRVA at the end of the 2022-2026 IR term and therefore the recoverable amount in the account cannot be determined or cleared during this proceeding. OEB staff's interrogatory is not related to the disposition of the CRVA. It is intended to focus on the revenue requirement impact of in-service additions from CRVA-eligible projects on the categorized basis of the preamble.

This information relates to issue 12 and approval 14. Issue 12 relates to hydroelectric capital expenditures and in-service additions. Approval 14 relates to the custom framework for annual escalation which is presented to fund the future capital plan.

#### D1-Staff-309

This interrogatory referenced six specific hydroelectric projects and requested that OPG identify the specific documents that were used to approve these projects. OPG declined to respond to this interrogatory on the basis that it was overly broad. OPG referenced L-D1-SEC-041 for a detailed explanation of OPG's equipment health monitoring process. Attachment 3 provides project specific information. However, some descriptions only provide "post project" asset conditions. For others, it is unclear that this is the information used to approve the project; for example, some assets are listed with "unknown" condition.

OEB staff does not believe the request is overly broad, given its focus on only six projects within OPG's much broader capital plan. OEB staff seeks information that explains the asset condition information used to approve the project at the time it was approved.

This information is relevant to issue 12 and approval 14. Issue 12 relates to hydroelectric capital expenditures and in-service additions. Approval 14 relates to the custom framework for annual escalation which is presented to fund the future capital plan

Any questions relating to this letter should be directed to the Case Managers, Thomas Eminowicz, at [Thomas.Eminowicz@oeb.ca](mailto:Thomas.Eminowicz@oeb.ca) and Jeffrey Sauer, at [Jeffrey.Sauer@oeb.ca](mailto:Jeffrey.Sauer@oeb.ca) and OEB Counsel, Michael Millar at [Michael.Millar@oeb.ca](mailto:Michael.Millar@oeb.ca) and Ian Richler at [Ian.Richler@oeb.ca](mailto:Ian.Richler@oeb.ca). The OEB's toll-free number is 1-888-632-6273.

Yours truly,

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