



April 27, 2026

Mr. Ritchie Murray
Acting Registrar
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

**Re: Ontario Power Generation Inc. and DNNP LP
OPG Payment Amounts Application – AMPCO Motion
EB-2025-0297**

Dear Mr. Murray:

Pursuant to the OEB's letter dated April 23, AMPCO wishes to indicate that it will bring a motion to be heard on May 5th, pursuant to Rule 27.03 of the OEB's Rules of Practice and Procedure, seeking responses to certain interrogatories.

Appendix A lists the interrogatories that Ontario Power Generation Inc. (OPG) has refused to answer that are subject to this motion, and AMPCO's response to each.

AMPCO notes that in the development of the interrogatories, it worked closely with certain other intervenors (most notably CCC and SEC). As a result, some of the interrogatories subject to this motion, although asked by AMPCO, are equally of interest to those parties. Similarly, some of the interrogatories asked by those parties, which are also subject to a motion, are equally of interest to AMPCO.

Best Regards,

A handwritten signature in cursive script that reads "Shelley Grice".

Shelley Grice
Consultant
AMPCO

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Appendix A

IR#	Questions	OPG Response	AMPCO Response
A1- AMPCO-003	Please provide a list and summary of all Third-Party reviews, assessments or audits undertaken over the past 5 years related to material aspects of OPG's regulated business.	This question is overly broad and therefore OPG declines to answer on the basis of relevance. OPG interprets the question as seeking information on all third-party reviews, assessments or audits undertaken over the past 5 years. OPG undertakes a wide range of third-party reviews and generates a large quantity of documents that may be captured by the question asked in this interrogatory that are not relevant to this Application. If the question was refined to reference specific materials relating to an issue on the approved Issues List, OPG could further consider the request and search for any such potentially relevant materials.	To narrow the question AMPCO seeks a summary of the following: <ul style="list-style-type: none"> • Third-party reviews of specific OPG Business Units. • Third-party reviews, audits, or assessments of OPG's capital and operations planning and project execution processes. • Third-party reviews, audits or assessments of capital projects over \$30 million that relate, in whole or in part, to project governance, cost and schedule performance, readiness for project gates, risk management. • Third-party reviews, audits or assessments, of the adequacy of key internal procedures and systems. • Third-party reviews, audits or assessments of nuclear/ hydroelectric production forecasts and outage management. • All third-party reviews, audits, or assessments of DRP, PRP and DNNP, not already included in the application or other interrogatory responses.
D1- AMPCO-012	a) Page 2: Please provide the written representation provided by OPG to the OAGO on October 3, 2024.	a) These representations were created solely for the purpose of responding to the OAGO and are "working papers" under section 19 of the Auditor	c) and d) AMPCO disagrees revisiting the materials requested by and submitted to the Office of the Auditor General in Ontario (OAGO) in a separate and independent

	<p>c) Page 12: Please provide copies of the sample Enterprise Project Portfolio Performance reports that OPG provided to the OAGO.</p> <p>d) Page 15: Please provide a sample of a project status report provided at a Level 1 meeting.</p>	<p>General Act, RSO 1990, c A.35. They are therefore privileged and cannot be produced. Refer to Ex. L-D1-AMPCO-011 (a). In any event, revisiting representations made to the OAGO that were part of a separate and independent statutory process is outside the scope of this proceeding.</p> <p>c) and d) Revisiting materials requested by and submitted to the OAGO in a separate and independent statutory process is beyond the scope of this proceeding. Refer to Ex. L-D1-AMPCO-11, part (a).</p>	<p>statutory process is beyond the scope of this proceeding.</p> <p>The OEB has referenced and relied upon previous Auditor General materials and findings related to Human Resources and the Darlington Refurbishment Project (DRP) in its Payment Amounts Decisions.^{1 2}</p> <p>In its November 22, 2022 Audit: <i>Management and Maintenance of Hydroelectric Generating Stations</i>, the OAGO found insufficient planning has led to delays on some capital projects and cost overrun on one project. The Audit states at page 4, “Given OPG’s potential involvement in new hydroelectric generation projects in the future, it is critical for OPG to ensure its capital projects are effectively assessed, planned, overseen and executed to reduce the risk of significant project cost increases and delays.”</p> <p>c) With respect to the implementation of the OAGO’s action item³ for OPG to investigate and document the rationale for why cost estimates have increased significantly from previous assessments and regularly report that information to its Board of Directors, the OAGO’s references its review of sample Enterprise Project Portfolio Performance reports that OPG uses to provide updates to the Major</p>
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¹ EB-2016-0152 Decision and Order December 28, 2017 p. 83

² EB-2020-0290 Decision and Order November 15, 2021 p. 40

³ Recommendation 6: Action Item 3

			<p>Projects Board Committee.⁴ AMPCO seeks copies of these reports to better understand OPG's project management and reporting processes in response to the issues raised by the OAGO, with relevance to assess how projects are currently executed and monitored.</p> <p>d) With respect to the implementation of the OAGO's action item⁵ for OPG to oversee and monitor project work more closely on a regular basis to identify and correct any potential delays as soon as reasonably possible, the OAGO references OPG's Level 1 meetings attended by various Directors and the Finance Controller to report project status, forecasts and risk mitigation plans on a monthly basis.⁶ AMPCO seeks a sample Level 1 report to better understand OPG's project management and reporting processes in response to the issues raised by the OAGO, with relevance to assess how projects are currently executed and monitored.</p>
D1- AMPCO-013	<p>c) Please file all Project Close Out Reports for completed projects in Table 1.</p> <p>d) Please file all Post Implementation Reviews (PIRs) for completed projects in Table 1.</p>	<p>In responding to parts (c) to (d) of this interrogatory, OPG has not provided additional documentation beyond what is already on the record for the following projects, as all amounts associated with these projects were reviewed and approved by the OEB in EB-2023-03361:</p> <ul style="list-style-type: none"> • Project #80543 Sir Adam Beck Pump GS – Reservoir 	<p>In EB-2023-0336, the OEB approved a settlement for the disposing of balances in OPG's CRVA account.</p> <p>AMPCO seeks additional documentation on specific projects that OPG seeks to include in the 2027 Hydroelectric opening</p>

⁴ OAGO Follow-up on the 2022 Performance Audit p.12

⁵ Recommendation 8: Action Item 2

⁶ OAGO Follow-up on the 2022 Performance Audit p.15

		<p>Refurbishment</p> <ul style="list-style-type: none"> • Project #80649 Sir Adam Beck 1 GS – G10 Major Overhaul & Upgrade • Project #80851 DeCew Falls 2 GS – G2 Overhaul & Upgrade • Project #82777 Sir Adam Beck 1 GS – Unit G5 Upgrade 	<p>rate base in this proceeding. The information is relevant and should be produced.</p> <p>AMPCO notes as of April 26, 2026, the Parties have not had access to the excel spreadsheet to be completed in part (a).</p>
D1- AMPCO-016 b) and c)	<p>b) Please provide copies of all Project Over Variance Reports or Superceding Business Cases for the five projects that are not on the record.</p> <p>c) Please provide all Change Control Forms (CCFs) that correspond to the following project change categories at reference #2: Estimate, Execution Performance, Front End Planning, Project Management and Resources.</p>	<p>As indicated in the Note 1 to the chart above, all amounts associated with Project #80649 and Project #82777 were reviewed and approved by the OEB in EB-2023-0336.1 As such, a review of these projects is not within the scope of this proceeding and therefore, OPG declines to provide the requested information in part (b) and (c) of this interrogatory related to these projects.</p> <p>c) Refer to Chart 3 below for the 10 largest CCFs applicable to the relevant projects identified in part (a). OPG declines to provide further CCFs on the basis that this request is overly broad and solicits immaterial information. OPG also notes that the categories of CCFs referenced in this interrogatory are no longer applicable under the current project governance model.</p>	<p>In EB-2023-0336, the OEB approved a settlement for the disposing of balances in OPG’s CRVA account.</p> <p>AMPCO seeks additional documentation on specifics projects that OPG seeks to include in the 2027 Hydroelectric opening rate base in this proceeding. The information is relevant and should be produced.</p> <p>AMPCO notes as of April 26, 2026, the Parties have not had access to the excel spreadsheet to be completed in part (a).</p>
D1-AMPCO-019	Please recast Table 2 on the basis of budget amounts for each of the years 2016 to 2024. ⁷	OPG is unclear as to what is mean by budget amounts as this is not a term that is consistently used in the OEB’s Filing Requirements. OPG notes that there are no OEB-approved amounts for the years in questions, and declines to provide any internal budget information on the basis that this request goes beyond the scope of the OEB’s current Filing Requirements, which were subject to extensive consultation in EB-2024-0136 with the “aim to address evolving regulatory landscape [and] incorporate lessons learned	See SEC Motion Letter, SEC Response to D1-SEC-54.

⁷ Ref: D1-1-1 Table 2

		<p>from past proceedings.”¹ (emphasis added)</p> <p>In accordance with the Filing Requirements, OPG has provided detailed evidence reconciling historical Tier 1 (i.e. \$30 million or greater) capital project budgets with actuals. For all Tier 1 projects, summary level information is provided in Ex. D1-1-2, Table 1, and Business Case Summaries are provided in Ex. D1-1-2, Attachment 1. A discussion of these projects organized, by region, as well as by their stage in the project life cycle, is also provided in Ex. D1-1-2, Sections 3.1 and 3.2.</p>	
D2-AMPCO-023 a), b) and c)	<p>a) With respect to the development of the 2025-2031 Business Plan at A2-2-1 Attachment 1, please provide the number of iterations that were undertaken.</p> <p>b) Please complete the following Table for each iteration:</p> <p>c) Please provide the same table in part (a) for OM&A</p>	<p>a) b) and c) OPG declines to provide the requested information on the basis of relevance. OPG’s 2025-2031 Business Plan (Ex. A2-2-1, Attachment 1) has been filed with the Application, accompanied by extensive pre-filed evidence substantiating the proposed investments outlined in the plan. Interested parties may examine these investments, their formulation, rationale, and the consequences of OPG’s decisions via written and oral discovery. Iteration or drafts of the business plan, including inputs into the business plan, represent preliminary work products and, as such, details pertaining to these iterations are not relevant to the evaluation of the Applicants’ final proposals.</p>	<p>Planning is an ongoing activity, not just something that is done in preparation for a Payment Amounts application.</p> <p>D2-AMPCO-23 speaks to the inputs to OPG’s planning process, the constraints applied and the derivations of the Plan over time to arrive at the 2025-2031 Business Plan. The iterations requested are relevant and form the “story” that underpins the Application and the choices made by OPG with respect to its investment plans.</p> <p>AMPCO’s request aligns with the OEB’s Handbook which states that robust planning is one of the foundations of the Renewed Regulatory Framework (RRF).⁸</p>
D2-AMPCO-073 a) and b)	<p>a) Please provide the materials provided to OPG’s Board of Directors that resulted in the November 2021 OPG Board of Directors’ decision to proceed with the capital project.</p> <p>b) Please provide any documentation provided by</p>	<p>a) and b) The Applicants decline to provide the requested information on the basis of relevance. This interrogatory seeks prior OPG’s Board of Directors materials and documentation of the decision made to proceed with the capital project. These documents have been superseded by the Release Quality Estimate</p>	<p>The information is relevant and should be produced. The interrogatory seeks to understand the evolution of the project budget over time, which is important to assessing the reasonableness of the forecast sought for approval and the</p>

⁸ OEB Handbook p.12

	OPG's Board of Directors regarding its approval of the project.	provided at Ex. D2-4-8, Attachment 1 and are not relevant to any issue in this proceeding.	process over time in assessing various risks/issues at each stage (as outlined in the business cases).
F1-AMPCO-092	With respect to the overhaul projects planned over the 2027-2031 period, please complete the following Table:	OPG declines to provide the requested information for the outer years of the period (i.e., 2028-2031) as this information is not relevant under the proposed regulated hydroelectric rate-setting methodology (Ex. A1-3-2, Section 2.0). Outside of the C-factor which relies on a five-year forecast of capital related revenue requirement, OPG's proposed hydroelectric ratesetting methodology is based on a cost of service review of the 2027 test-year (Ex. A1-3-2, Section 2.2). Beyond the 2027 test year, regulated hydroelectric revenue will be determined formulaically by the proposed annual adjustment mechanism outlined in Ex. A1-3-2, Section 2.3.	See SEC Motion Letter, SEC Response to A1-SEC-12.
F1-AMPCO-096 a) and b)	<p>a) With respect to planned outages over the 2016-2024 period, please provide the forecast percentage allocated to the Eastern Region, Niagara Region and Western Region.</p> <p>b) With respect to planned outages over the 2025-2031 period, please provide the forecast percentage allocated to the Eastern Region, Niagara Region and Western Region.</p>	<p>a) Refer to Ex. F1-1-1, p. 23 for a breakdown of the 2016-2024 actual planned outages for the regulated hydroelectric facilities by region. OPG notes that there are no OEB-approved amounts for the years in questions, and declines to provide any internal forecasts on the basis that this request goes beyond the scope of the OEB's current Filing Requirements, which were subject to extensive consultation in EB-2024-0136 with the "aim to address evolving regulatory landscape [and] incorporate lessons learned from past proceedings."¹ (emphasis added)</p> <p>b) Percentage allocation of planned outages for the regulated hydroelectric facilities by Region for 2025 (actuals) and 2026-2027 (forecast) are presented in Chart 1. OPG declines to provide 2028-2031 forecast outage data for the same reasons as outlined in Ex. L-A1-SEC-011, part (a).</p>	See SEC Motion Letter, SEC Response to E1-SEC-128 (b).
F1-AMPCO-102 a)	a) Please add the following column to Table 2: i. Total Project Cost at time of EB-2020-0290	OPG declines to provide the requested information on the basis of lack of clarity and relevance. Hydroelectric	AMPCO seeks OPG's internal cost forecast and expected completion date for the Hydroelectric OM&A projects in F1-3-3

	<p>ii. Final Completion Date at time of EB-2020-0290.</p>	<p>OM&A projects were not within scope in EB-2020-0290 and did not form the basis for setting payment amounts for the current 2022-2026 term. In addition, OPG notes that all but five projects in Ex. F1-3-3 Table 2 are identified as completed before 2027, and therefore do not form part of the 2027 test year revenue requirement that is within the scope of this proceeding.</p>	<p>Table 2 at the time of EB-2029-0290 which was filed on December 31, 2020.</p> <p>Having OPG's internal cost and schedule forecasts for these OM&A expenditures is important to understand how OPG performed against the forecast.</p> <p>OPG's comment that Hydroelectric OM&A projects were not within scope in EB-2020-0290 and did not form the basis for setting payment amounts for the current 2022-2026 term only reinforces the value of the response, as it would be the only basis available to compare actual versus planned costs. The information is relevant and should be produced.</p>
<p>F4 -AMPCO-113</p>	<p>Please provide Appendix 2-K on a Plan basis for each of the years 2020 -2031 and include the adjustments in F4-AMPCO-110 part (b) to part (d)</p>	<p>For the forecast years, the plan is outlined in the Application. For the historical years, OPG notes that there are no OEB-approved amounts, and declines to provide any internal budget information for these years on the basis that this request goes beyond the scope of the OEB's current Filing Requirements, which were subject to extensive consultation in EB-2024-0136 with the "aim to address evolving regulatory landscape [and] incorporate lessons learned from past proceedings."1 (emphasis added)</p>	<p>The intent of AMPCO's request for Appendix 2-K on a Plan basis that includes the years 2020 to 2024 is to assess the accuracy of OPG's workforce and compensation forecasts against real costs, especially given there are no OEB-approved amounts. It's important to have forecast Plan amounts to compare and assess OPG's accuracy with respect to this component of its OM&A forecasting.</p>