



**Ontario Power Generation Inc. and DNNP LP**

**Application for payment amounts for the period from  
January 1, 2027 to December 31, 2031**

**PROCEDURAL ORDER NO. 7**

**MAY 26, 2026**

**1. Third-Party Expert Attendance at Technical Conference**

On May 21, 2026, in accordance with Procedural Order No. 2, issued March 4, 2026, Consumers' Council of Canada (CCC) and School Energy Coalition (SEC) filed letters describing the areas they will focus on at the Technical Conference, along with time estimates. In their letters, CCC and SEC said that they expect to have questions for some of the third-party experts who contributed to the Applicants' pre-filed evidence, specifically Concentric Energy Advisors, London Economics International, ScottMadden Management Consultants, and, potentially, Willis Towers Watson. CCC and SEC requested that the OEB require the Applicants to make these experts available for the Technical Conference. CCC and SEC stated that, given the complexity of the experts' subject matters, written undertakings would be insufficient.

On May 22, 2026, the Applicants filed a letter submitting that the requests from CCC and SEC should not be granted. The Applicants stated that requiring the experts to be present at the Technical Conference would be a departure from past practice, is not contemplated by the schedule set out in Procedural Order No. 2, cannot be accommodated due to logistical constraints, and would prejudice the Applicants' interests. The Applicants stated that the experts would be available to answer questions via written undertakings.

On May 23, 2026, CCC filed a letter maintaining their request, and SEC filed a letter supporting CCC's request. On May 25, 2026, SEC informed OEB staff and the Applicants by email that they were no longer requesting that Willis Towers Watson be present at the Technical Conference.

On May 25, 2026, the Applicants filed a letter stating that the third-party experts are unable to attend the Technical Conference, and reiterated their belief that written undertakings are adequate, appropriate, and efficient.

The OEB agrees with CCC and SEC that third-party experts should be available for questioning at a Technical Conference. The rigour of evidentiary review must be commensurate with the significance of the application. And this is a significant application. Allowing for oral discovery promotes efficiency in the oral hearing proceedings by potentially reducing the duration of cross-examination. It may also assist the parties in preparing for the Settlement Conference.

The OEB also acknowledges the logistical constraints raised by the Applicants with respect to their experts' attendance of the currently scheduled Technical Conference. To that end, the OEB is making provision for a potential additional Technical Conference, conducted in-person with an option for virtual attendance, during which parties may ask questions of third-party experts.

For clarity, the May 27 to June 3 Technical Conference will proceed as scheduled, but with the understanding that intervenors will have an opportunity, at a date prior to the June 29, 2026 Settlement Conference, to ask third-party experts any residual questions that they do not believe can be adequately answered via written undertaking. The OEB is reserving **June 18 and 19, 2026** for this second Technical Conference, if necessary.

OEB staff is directed to canvass parties at the conclusion of the May 27 to June 3 Technical Conference regarding the following:

- 1) Whether a second Technical Conference is desired.
- 2) Which experts should be made available for questioning at the second Technical Conference. The OEB has also determined that parties (including the Applicants) may also request that the experts who have prepared evidence on behalf of OEB staff be available for questioning at this second Technical Conference.

The OEB will review the transcript and provide further directions.

## **2. Redaction Requests**

On May 22, 2026, the Applicants requested the OEB's approval to (i) permanently redact from the public record information that is non-relevant and/or (ii) treat as confidential, certain information included in the Application.

### Requests for Permanent Redaction

The Applicants requested to permanently redact information that is related to a fire extinguisher inspection and which reveals the location of assets essential to emergency operations (L-F3-Pinto-001, Attachment 3, p. 2101). The Applicants state the information is highly security sensitive and not relevant to this proceeding. The OEB finds the redaction in the request is related to non-relevant information and should be

permanently redacted. In accordance with the Practice Direction on Confidential Filings (Practice Direction) Part 11,<sup>1</sup> the OEB finds that the redacted information is not relevant and will not assist the OEB with any of the issues to be decided in this proceeding.

#### Requests for Confidential Treatment

Intervenors and OEB staff may file objections by **June 10, 2026**, and the Applicants may file a reply by **June 24, 2026**. The OEB notes that under the above timelines, a decision regarding the Applicants' requests for confidentiality will not be issued prior to the Technical Conference, scheduled to begin May 27, 2026. As a result, any discussions at the Technical Conference related to the information the Applicants have requested to be confidential will be conducted in camera, involving only those parties who have signed and submitted a Declaration and Undertaking.

#### **THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. **June 18 and 19, 2026** will be reserved for a second Technical Conference, if necessary. OEB staff will canvass parties at the conclusion of the May 27 to June 3 Technical Conference regarding the two items above.
2. The Applicants' request for permanent redactions is granted in respect of L-F3-Pinto-001, Attachment 3, p. 2101.
3. Intervenors and OEB staff shall file any objections to the Applicants' requests for confidential treatment with the OEB and serve them on all other parties by **June 10, 2026**.
4. The Applicants shall file a reply submission with the OEB and serve it on all parties by **June 24, 2026**.

**DATED** at Toronto, **May 26, 2026**

**ONTARIO ENERGY BOARD**

Ritchie Murray  
Registrar

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<sup>1</sup> [Practice Direction on Confidential Filings](#) pp. 15-16