



RP-2003-0044

EB-2003-0031

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

AND IN THE MATTER OF an application pursuant to
section 74 of the *Ontario Energy Board Act, 1998* by Hydro
One Networks Inc. to amend the Distribution Licence of
Veridian Connections Inc.ED-2002-0503.

BEFORE:

Paul Sommerville
Presiding Member

Arthur Birchenough
Member

Cathy Spoel
Member

DECISION AND ORDER

On February 14, 2003, Hydro One Networks Inc. filed an application with the Ontario Energy Board pursuant to section 74 of the *Ontario Energy Board Act, 1998*. In its application, Hydro One sought an amendment to its Distribution Licence ED-1999-0329 to include two properties included in the licensed service area of Veridian Connections Inc. The application was given file number EB-2003-0031.

Notice of Application was published on April 4, 2003. Veridian opposed the application. The application was combined with other applications of a similar nature in the RP-2003-0044 proceeding.

By letter dated November 18, 2003, Hydro One amended its application to seek an order of the Board to amend Schedule 1 of the Distribution Licence of Veridian Connections Inc. to remove certain buildings from Veridian's service area. Due to the wording of Hydro One's transitional

Distribution Licence, which is still in effect, the exclusion of the buildings from Schedule 1 of Veridian's Distribution Licence will allow Hydro One to serve the buildings. The description of the proposed change in service area has been revised to restrict the amendment to the two buildings presently served by Hydro One, while allowing Veridian to serve any future buildings added to the properties.

The letter dated November 18, 2003 also indicated that Veridian now supports the revised application, and consents to the proposed amendment to its Licence. This was confirmed in a letter dated November 27, 2003 from Veridian.

Hydro One had requested that the matter be dealt with without a hearing, as all parties affected consented to the amendment. However, this application had already become part of the RP-2003-0044 proceeding, and as such, the hearing of the application had already commenced. In Procedural Order No. 9 in the RP-2003-0044 proceeding, the Board made provision for parties in that proceeding to make written submissions on the application of Hydro One, and for Hydro One to reply to those submissions. No submissions were received by the required date.

The Board has reviewed the circumstances of the application and finds that approval of the application is in the public interest. The Board commends the parties for their co-operation in resolving the matter.

THE BOARD ORDERS THAT:

- 1 Schedule 1 of Veridian Connections Inc.'s Licence is amended to exclude the following two buildings:
 - the Ontario Independent Crematorium building located at 1200 Haines Street and part of Lot 1, Plan 40R-19752 municipality of Clarington, Regional Municipality of Durham.
 - the Telus Mobility building located on the south side of Uxbridge Pickering Townline, approximately 526 metres west of Lakeridge Road and part of Lot 1, Plan 40R-11459, Ninth Concession, town of Pickering, Regional Municipality of Durham.
- 2 These buildings will be served by Hydro One Networks Inc. in accordance with its transitional licence.
- 3 The costs of this application are yet to be determined.

DATED at Toronto, March 2, 2004.

ONTARIO ENERGY BOARD

Paul B. Pudge
Assistant Secretary