



**EB-2010-0173**

**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 86(1)(b) of the *Ontario Energy Board Act*,  
1998 by Hydro One Networks Inc. seeking an order  
granting leave to sell distribution system assets to  
Bluewater Power Distribution Corporation

By delegation, before: Jennifer Lea

## **DECISION AND ORDER**

### **THE APPLICATION**

Hydro One Networks Inc. ("Hydro One") filed an application with the Ontario Energy Board on April 20, 2010 under section 86(1)(b) of the *Ontario Energy Board Act, 1998*, for an order granting Hydro One leave to sell certain distribution system assets to Bluewater Power Distribution Corporation ("Bluewater")

The Board assigned file number EB-2009-0173 to the application. The assets that are the subject of the proposed transaction are a 27.6kV PET-4 switch and the associated pole on the feeder located on Glenview Road in the Town of Petrolia. The pole is the 7<sup>th</sup> pole from the corner of Dufferin Ave. south on Glenview Road immediately in front of Englehart Park.

### **FINDINGS**

Hydro One requested, with Bluewater's consent, that the Board dispose of this matter without a hearing under section 21(4)(b) of the Act. I find, based on the evidence filed in the application, that no other person will be adversely affected in a material way by the outcome of this proceeding. I have therefore disposed of this matter without a hearing.

Section 86(1)(b) of the Act provides that leave of the Board is required before a transmitter or a distributor can “sell, lease or otherwise dispose of that part of its transmission or distribution system that is necessary in serving the public.” The assets that are the subject of this transaction are necessary in serving the public.

The sale is for the purposes of transferring ownership of assets that are located in Bluewater’s service area. The applicant states that the assets proposed to be sold to Bluewater exclusively serve and will continue to serve Bluewater’s customers. After the proposed transaction Bluewater will own the assets instead of Hydro One, but there will be no change in supply. The applicant states that the transaction will not adversely affect the safety, reliability, quality of service or operational flexibility for customers and that there are no environmental issues associated with the transaction. The proposed transfer will not impact distribution or transmission rates of the applicant.

The sale of the assets is a cash sale for the price of \$1,000.00 plus applicable taxes. The sale price covers the net book value of the assets.

Based on the evidence, I find that there are benefits to the proposed transaction, and no negative consequences have been identified. It is therefore in the public interest to grant Hydro One leave to sell the assets described below to Bluewater.

**IT IS ORDERED THAT:**

1. Hydro One Networks Inc. is granted leave to sell a 27.6kV PET-4 switch and the associated pole on the feeder located on Glenview Road in the Town of Petrolia to Bluewater Power Distribution Corporation.

**ISSUED** at Toronto, June 29, 2010

ONTARIO ENERGY BOARD

*Original signed by*

Jennifer Lea  
Counsel, Special Projects