

Ontario Energy
Board

Commission de l'énergie
de l'Ontario



EB-2012-0031

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

AND IN THE MATTER OF a review of an application
filed by Hydro One Networks Inc. for an order or orders
approving a transmission revenue requirement and rates
and other charges for the transmission of electricity for
2013 and 2014.

PROCEDURAL ORDER NO. 1

Hydro One Networks Inc. ("Hydro One") filed an application, dated May 28, 2012, with the Ontario Energy Board under section 78 of the *Ontario Energy Board Act*, 1998, c.15, Schedule B, seeking approval for changes to its 2013 and 2014 transmission revenue requirement and for changes to the provincial uniform transmission rates charged for electricity transmission, to be effective January 1, 2013 and January 1, 2014. The Board has assigned File Number EB-2012-0031 to the application.

The Board issued a Notice of Application and Hearing dated June 20, 2012. The Board received 21 requests for intervenor status and 3 requests for observer status. On July 6, 2012, the Board received a request for late intervention status from Goldcorp Canada Ltd. and Goldcorp Inc. The Board approves these intervention requests. A list of the intervenors is attached as Appendix A.

The following parties also applied for cost award eligibility: Association of Major Power Consumers in Ontario ("AMPCO"), Consumers Council of Canada ("CCC"), Canadian Manufacturers and Exporters ("CME"), Energy Probe, Pollution Probe, School Energy

Coalition (“SEC”), Vulnerable Energy Consumers Coalition (“VECC”), Association of Power Producers in Ontario (“APPrO”), and London Property Management Association (“LPMA”).

After considering these requests, the Board approves cost eligibility for all the intervenors listed above.

With regard to the APPrO request for cost eligibility, generators are generally not eligible for costs in accordance with section 3.05 of the Practice Direction on Cost Awards. However, section 3.07 allows that “the Board may, in special circumstances, find that a party which falls into one of the categories listed in section 3.05 is eligible for a cost award in a particular process.” The Board finds, as it did in previous Hydro One Transmission hearings, that APPrO is eligible for costs, but only to the extent that APPrO represents customer interests where such customers displace some of their loads and pay transmission rates for relevant services. Generator connection cost issues are addressed under the Transmission Code and are therefore not part of this hearing. When APPrO files its cost claim it will be expected to explain how the issues for which it is seeking cost awards satisfy these conditions.

The Board expects that all cost eligible intervenors will cooperate to the maximum extent possible and avoid duplication wherever possible.

As indicated in the Notice of Application, the Board intends to proceed by way of an oral hearing preceded by written interrogatories.

A draft issues list is attached as Appendix B. Intervenors and Hydro One may make submissions on the draft list and propose changes for the Board’s consideration. Parties are also encouraged to propose which issues should be considered on a written basis and which should be subject to an oral hearing. In proposing additional issues, parties should provide justification and give consideration as to whether the item is already included under one of the proposed issues. Similarly, parties proposing to remove or limit the scope of an issue on the draft list should provide justification. After reviewing these submissions, the Board will issue a final issues list. Only matters that are on the final issues list will be considered in this proceeding.

The Board has not provided for an Issues Day, but may adjust the schedule if it is determined that one is required.

The Board will require intervenors to indicate if they intend to file evidence in this proceeding in advance of the deadline for intervenor evidence. The attached Appendix C includes the timelines for intervenor evidence and interrogatories. In the event that intervenor evidence is not filed the schedule will be adjusted accordingly.

The Board is making provision for written interrogatories. The Board understands that Hydro One intends to file new and updated evidence by August 15, 2012. The deadline for interrogatories will therefore be two weeks after that.

The Board notes that interrogatories must reference the pre-filed evidence and must be filed by issue. The Board also requires that Hydro One file the responses to these interrogatories by issue instead of by intervenor. To facilitate the intervenors' review of the responses to their interrogatories, interrogatory responses for each issue shall be grouped by intervenor within the issue. To make for a more efficient and less costly process, Board staff will file their interrogatories in advance of the intervenor interrogatories, and intervenors are expected to coordinate their interrogatories so as to avoid duplication.

The Board considers it necessary to make provision for the following matters related to this proceeding. Although the date for the oral hearing is not currently specified, it is expected that the oral hearing will take place in October, 2012. The Board will issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. Hydro One and intervenors may make submissions on the draft issues list (attached as Appendix B) and shall file any submissions with the Board and deliver them to all parties no later than Monday, July 23, 2012.
2. Hydro One may respond to the submissions of intervenors, and intervenors may respond to the submissions of Hydro One or other intervenors by filing those responses with the Board and delivering them to all parties no later than Friday, July 27, 2012.
3. Board staff seeking information and material that is in addition to Hydro One's pre-filed evidence, and that is relevant to the hearing, shall request the same by

written interrogatories filed with the Board and delivered to the intervenors and Hydro One on or before Wednesday, August 29, 2012.

4. Intervenors seeking information and material that is in addition to Hydro One's evidence, and that is relevant to the hearing, shall request the same by written interrogatories filed with the Board and delivered to the other intervenors and Hydro One on or before Wednesday, September 5, 2012.
5. Any intervenor that intends to file evidence shall notify the Board of its intention, no later than Wednesday, September 5, 2012, and shall copy all parties.
6. Responses by Hydro One to interrogatories shall be filed with the Board and delivered to all parties on or before Thursday, September 20, 2012.
7. Board staff and intervenors who wish to file evidence shall do so, on or before Monday, October 1, 2012.
8. Any party seeking information and material that is in addition to this filed evidence, and that is relevant to the hearing, shall request the same by written interrogatories filed with the Board and delivered to all parties on or before Wednesday, October 10, 2012.
9. Responses to the interrogatories on intervenor/Board staff evidence shall be filed with the Board and delivered to all parties on or before Tuesday, October 16, 2012.

All filings to the Board must quote file number EB-2012-0031, be made through the Board's web portal at www.errr.ontarioenergyboard.ca, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.ontarioenergyboard.ca. If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

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ISSUED at Toronto, July 12, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli

Board Secretary

APPENDIX A

**HYDRO ONE NETWORKS INC
TRANSMISSION REVENUE REQUIREMENT AND
RATE HEARING
FOR
2013 AND 2014 TRANSMISSION RATES**

EB-2012-0031

APPLICANT & LIST OF INTERVENORS

Appendix A

Hydro One Networks Inc.
Transmission Revenue Requirement and Rate Hearing
2013 and 2014

EB-2012-0031

APPLICANT & LIST OF INTERVENORS

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APPENDIX B

**HYDRO ONE NETWORKS INC
TRANSMISSION REVENUE REQUIREMENT AND
RATE HEARING
FOR
2013 AND 2014 TRANSMISSION RATES**

EB-2012-0031

**Draft
ISSUES LIST**

Appendix B
Hydro One Networks Inc.
Transmission Revenue Requirement and Rate Hearing
2013 and 2014

EB-2012-0031

DRAFT ISSUES LIST

1. GENERAL

- 1.1 Has Hydro One responded appropriately to all relevant Board directions from previous proceedings?
- 1.2 Is the overall increase in 2013 and 2014 revenue requirement reasonable?

2. LOAD FORECAST and REVENUE FORECAST

- 2.1 Is the load forecast and methodology appropriate and have the impacts of Conservation and Demand Management initiatives been suitably reflected?
- 2.2 Are Other Revenue (including export revenue) forecasts appropriate?

3. OPERATIONS MAINTENANCE & ADMINISTRATION COSTS

- 3.1 Are the proposed spending levels for Sustaining, Development and Operations OM&A in 2013 and 2014 appropriate, including consideration of factors such as system reliability and asset condition?
- 3.2 Are the proposed spending levels for Shared Services and Other O&M in 2013 and 2014 appropriate?
- 3.3 Are the 2013/14 Human Resources related costs (wages, salaries, benefits, incentive payments, labour productivity and pension costs) including employee levels appropriate? Has Hydro One demonstrated improvements in efficiency and value for dollar associated with its compensation costs?
- 3.4 Are the methodologies used to allocate Shared Services and Other O&M costs to the transmission business and to determine the transmission overhead capitalization rate for 2013/14 appropriate?
- 3.5 Are the amounts proposed to be included in the 2013 and 2014 revenue requirements for income and other taxes appropriate?
- 3.6 Is Hydro One Networks' proposed depreciation expense for 2013 and 2014 appropriate?

4. CAPITAL EXPENDITURES and RATE BASE

- 4.1 Are the amounts proposed for rate base in 2013 and 2014 appropriate?
- 4.2 Are the proposed 2013 and 2014 Sustaining and Development and Operations capital expenditures appropriate, including consideration of factors such as system reliability and asset condition?
- 4.3 Are the proposed 2013 and 2014 levels of Shared Services and Other Capital expenditures appropriate?
- 4.4 Are the methodologies used to allocate shared services and other capital expenditures to the transmission business, appropriate?
- 4.5 Are the inputs used to determine the working capital component of the rate base and the methodology used appropriate?
- 4.6 Does Hydro One's Asset Condition Assessment information and Investment Planning Process adequately address the condition of the transmission system assets and support the O&MA and Capital expenditures for 2013/14?

5. COST OF CAPITAL/CAPITAL STRUCTURE

- 5.1 Is the proposed timing and methodology for determining the return on equity and short-term debt prior to the effective date of rates appropriate?
- 5.2 Is the forecast of long term debt for 2012-2014 appropriate?

6. DEFERRAL/VARIANCE ACCOUNTS

- 6.1 Are the proposed amounts, disposition and continuance of Hydro One's existing Deferral and Variance accounts appropriate?
- 6.2 Are the proposed new Deferral and Variance Accounts appropriate?

7. COST ALLOCATION

- 7.1 Is the cost allocation proposed by Hydro One appropriate?

8. GREEN ENERGY PLAN

- 8.1 Are the OM&A and capital amounts in the Green Energy Plan appropriate and based on appropriate planning criteria?

9. EXPORT TRANSMISSION SERVICE RATES

- 9.1 What is the appropriate level for Export Transmission Rates in Ontario?

10. CONNECTION PROCEDURES

- 10.1 Are the proposed modifications to the Hydro One transmission connection procedures appropriate?

11. ACCOUNTING STANDARDS

- 11.1 Have all impacts of the conversion of regulatory and financial accounting from CGAAP to USGAAP been identified, and reflected in the appropriate manner in the Application, the revenue requirement for the Test Year, and the proposed rates?

APPENDIX C

**HYDRO ONE NETWORKS INC
TRANSMISSION REVENUE REQUIREMENT AND
RATE HEARING
FOR
2013 AND 2014 TRANSMISSION RATES**

EB-2012-0031

CASE TIMETABLE

**Hydro One Networks Inc.
Transmission Revenue Requirement and Rate Hearing
2013 and 2014**

EB-2012-0031

Procedural Order No. 1 - Case Timetable

	Event	Date
1.	Hydro One and intervenor submissions on the draft issues list filed	July 23
2.	Hydro One reply to intervenor submissions and intervenor reply to Hydro One or other intervenors' submissions on the draft issues list filed	July 27
3.	Board staff interrogatories filed	August 29
4.	Intervenor interrogatories filed	September 5
5.	Intervenors to notify the Board of intent to file evidence	September 5
6.	Interrogatory responses filed	September 20
7.	Board staff and intervenor evidence filed	October 1
8.	Board staff, intervenors and Hydro One's interrogatories on Board staff and intervenor evidence filed	October 10
9.	Board staff and intervenors' responses to interrogatories filed	October 16