



**EB-2007-0050**

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

**AND IN THE MATTER OF** an Application by Hydro One Networks Inc. pursuant to section 92 of the Act, for an Order or Orders granting leave to construct a transmission reinforcement project between the Bruce Power Facility and Milton Switching Station, all in the Province of Ontario.

**PROCEDURAL ORDER NO. 7**  
**The Leave to Construct Application**

Hydro One Networks Inc. ("Hydro One") filed an amended application (the "Amended Leave to Construct Application") with the Ontario Energy Board (the "Board") dated November 30, 2007 under section 92 of the Ontario Energy Board Act, 1998, S.O. 1998, c.15, Schedule B (the "Act"). This Amended Leave to Construct Application addresses certain changes to Hydro One's original application filed with the Board on March 29, 2007.

Hydro One is seeking an Order of the Board to construct approximately 180 kilometres of double-circuit 500 Kilovolt ("kV") electricity transmission line adjacent to the existing transmission corridor (500 kV and/or 230 kV) extending from the Bruce Power Facility in Kincardine Township to Hydro One's Milton Switching Station in the town of Milton. Hydro One also proposes to make modifications at the Milton, Bruce A and Bruce B transmission stations to accommodate the new transmission lines. This Leave to Construct Application was given Board file No. EB-2007-0050.

Hydro One has submitted that the project is required to meet the increased need for transmission capacity associated with the development of wind power in the Bruce area and the return to service of nuclear units at the Bruce Power Facility. Hydro One proposes an in-service date of Fall 2011 for the new 500 kV transmission line and

related facilities. The estimated cost of the transmission project is approximately \$635 million.

On February 25, 2008, the Board issued Procedural Order No.5 setting out the schedule for interrogatories and the filing of intervenor evidence.

To address interrogatory responses by the IESO that contain confidential information of third parties, the Board on March 7, 2008, issued Procedural Order No.6 allowing for Interrogatory Response to be sent to those parties that requested the confidential information on condition that those parties sign the Board's Declaration and Undertaking and files it with the Board. The parties were allowed to file submissions on the confidentiality issue and the IESO was allowed to respond. The Board will issue shortly a separate Decision and Order to address this aspect.

On March 20, 2008 Pollution Probe filed a Notice of Motion with the Board seeking Orders that would lead to more extensive responses to various interrogatories. These interrogatories are categorized in two types. The first type is "The Historical Information Interrogatories", and the second type is "the Confidential Information Interrogatories".

The Board also notes that according to paragraph 3 of Procedural Order No. 5, Hydro One was directed to notify the Board and intervenors if it intends to refuse to answer an interrogatory, for various reasons, by the end of the third day following the filing of an interrogatory. The Board has received various notifications from Hydro One indicating that it has refused a number of interrogatories from several parties.

The Board has decided to hold a Motion Day to hear Pollution Probe's Motion. In addition, the Board will hear any other motions from any other parties relating to interrogatory responses on this Motion Day.

#### **THE BOARD ORDERS THAT:**

1. Intervenors, other than Pollution Probe Foundation, wishing to participate in the Motions Day must file their Motion Records with the Board, and copies sent to all intervenors of record no later than **noon of Tuesday, April 1, 2008.**

-3-

2. The Board will hear the Motions of Pollution Probe Foundation and of other intervenors who submitted their Motion Records orally on **Thursday, April 3, 2008** at the Board's offices, in the West Hearing Room on the 25th floor, 2300 Yonge Street, Toronto, at 9:30 a.m.
  
3. All parties filing material must provide these to the Board Secretary as ten hard copies and one electronic copy in searchable PDF format at [boardsec@gov.on.ca](mailto:boardsec@gov.on.ca), **by noon of Tuesday, April 1, 2008**, and copy all parties.

**DATED** at Toronto, March 28, 2008

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary