



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. 10
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.

Four Procedural Orders addressing scheduling, issues development and preliminary matters were issued in succession following receipt of the Application. On February 25, 2008, the Board issued Procedural Order No.5 setting out the schedule for interrogatories and the filing of intervenor evidence. On March 7, 2008 the Board issued Procedural Order No. 6 which addressed an issue of confidentiality related to a System Model used by the Independent Electricity System Operator (“IESO”). On April 1, 2008, the Board issued its Decision and Order on Confidentiality Matters. Procedural Order No. 7 established a Motions Day to hear motions from parties seeking answers to interrogatories.

A Motions Day was held on April 3, 2008 to hear submissions from various intervenors with respect to certain interrogatory answers in the Bruce to Milton leave to construct application (the Motion). On April 7, 2008 the Board issued Procedural Order No. 8 requiring that Hydro One provide answers to certain interrogatories filed by intervenors.

On April 14, 2008 the Board issued its Procedural Order No. 9, to address an issue in regard to a letter dated April 10, 2008 from the Ontario Power Authority (OPA) requesting that certain information provided in response to certain Pollution Probe interrogatories be treated in confidence.

On April 24, 2008, Pollution Probe Foundation (“Pollution Probe”) filed a Motion seeking specific information relating to its interrogatories regarding two matters related to the cost effectiveness of the proposed transmission line. The first is “Specific Cost-Effectiveness Information Regarding Locked-In Energy”, and the second is “Specific Cost Effectiveness Information Regarding Line Losses”. Pollution Probe requested various Board Orders to obtain specific information in regard to these two aspects of the application, as well as an added opportunity after cross examining Hydro One Panel to consider the information given by that Panel to possibly prepare updated or additional evidence.

The Board has decided to conduct this Motion by way of a written proceeding by inviting Hydro One to respond to Pollution Probe’s Motion and for Pollution Probe to reply prior to the commencement of the Oral hearing on May 1, 2008.

THE BOARD ORDERS THAT:

1. Hydro One Network Inc. shall file its submissions regarding the Pollution Probe Motion with the Board by 4.45 pm, Tuesday, April 29, 2008. The response shall cover the detailed requests included in Pollution Probe Motion under the two aspects: “Specific Cost-Effectiveness Information Regarding Locked-In Energy: and the “Specific Cost Effectiveness Information Regarding Line Losses”.
2. Pollution Probe to shall file its reply to the submission by Hydro One Network Inc. with the Board no later than 3:00 pm on Wednesday, April 30, 2008.
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, **by time and the date indicated**, and copy all parties.

DATED at Toronto, April 28, 2008

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary