



RP-2003-0044

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

AND IN THE MATTER OF applications by Centre Wellington Hydro, Veridian Connections Inc., EnWin Powerlines Ltd., Erie Thames Powerlines Corp., Chatham-Kent Hydro Inc., Essex Powerlines Corp., Cooperative Hydro Embrun Inc. and Hydro One Networks Inc. pursuant to subsection 74(1) of the *Ontario Energy Board Act, 1998* to amend Schedule 1 of their Transitional Distribution Licences.

PROCEDURAL ORDER NO. 9

Applications have been filed with the Ontario Energy Board (the "Board") pursuant to subsection 74(1) of the Ontario Energy Board Act, 1998, S.O. 1998, c.15 (Schedule B), by the following nine distributors for amendments to their licensed service area. These applicants and the Board's assigned file numbers are listed below:

Centre Wellington Hydro	EB-1999-0269
Veridian Connections Inc. (1)	EB-1999-0260
Enwin Powerlines Ltd.	EB-1999-0281
Erie Thames Powerlines Corp.	EB-2002-0462
Chatham-Kent Hydro Inc.	EB-1999-0216
Essex Powerlines Corp.	EB-2002-0524
Cooperative Hydro Embrun Inc.	EB-2002-0482
Veridian Connections Inc. (2)	EB-2003-0020
Hydro One Networks Inc.	EB-2003-0031

The Board has completed the hearing of evidence and submissions related to the general principles that should govern service area amendments, and has reserved its decision on the principles.

The Board had set aside January 8, 2004 to January 16, 2004 for the hearing of evidence related to the individual applications for service area amendment. However, the Board received correspondence from the applicants Centre Wellington Hydro, Veridian Connections Inc., EnWin Powerlines Ltd., Erie Thames Powerlines Corp., Essex Powerlines Corp., and Cooperative Hydro Embrun Inc. requesting later hearing dates. The Board agreed to those requests, and will set hearing dates in subsequent procedural orders.

The Board has also received correspondence from Hydro One Networks Inc. proposing an amendment to its application and requesting a final order of the Board on the application. This procedural order provides for the completion of the EB-2003-0031 application by Hydro One.

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In its original application, filed February 14, 2003, 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. Veridian opposed the application.

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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. ED-2002-0503 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.

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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. Both letters are attached as appendices to this procedural order.

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Any party who wishes to make final written submissions with regard to the amended application of Hydro One may file those submissions in accordance with this order. The Board reminds parties that the submissions should be targeted to the specific circumstances of the Hydro One application, and that the application is supported by the incumbent distributor, Veridian.

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THE BOARD ORDERS THAT:

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- 1 Parties who wish to make final written submissions with regard to the amended application of Hydro One must file those submissions with the Board and copy them to all parties by Thursday January 29, 2004.
- 2 If the applicant Hydro One wishes to respond to any submissions received, it must file those responses with the Board and copy them to all parties by Friday, February 5, 2004.
- 3 All filings to the Board **must be in the form of one electronic copy, in WordPerfect or Word format, and pdf format if possible, as well as 6 hard copies**, to be received by the Board by 4:45 p.m. on the stated dates. Each party must send its submissions to all other parties as well as to the Board.

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ISSUED at Toronto, January 20, 2004.

ONTARIO ENERGY BOARD

Peter H. O'Dell
Assistant Secretary

**APPENDIX "A" TO
PROCEDURAL ORDER NO. 9
BOARD FILE NO. RP-2003-0044
DATED: January 20, 2004**

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Hydro One letter, dated November 18/2003, to the Ontario Energy Board.

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Brian Gabel
 Vice-President and Chief Regulatory Officer

November 18, 2003

Mr. Mark Garner
 Secretary
 Ontario Energy Board
 Suite 2601, 2300 Yonge Street
 P.O. Box 2319
 Toronto, ON M4P 1E4

Dear Mr. Garner:

Revised Application for Amendment – RP-2003-0044/EB-2003-0031

On February 14, 2003 Hydro One Networks Inc. (“Networks”) submitted an application to amend its licence ED-1999-0329 to include two properties currently contained in Veridian Connection Inc. (“Veridian”) licensed distribution service area. When the application was originally submitted it was anticipated that Network’s Renewal Licence Application would be approved and in place. Networks continues to operate under its transitional distribution licence which describes Networks’ service area as areas not serviced by a municipal or private utility. Therefore, for Networks to service these two customers, an amendment to Veridian’s distribution licence EB-2002-0503 is required.

Further, Networks and Veridian have agreed that a more defined description of the two amendment areas is in order. The revised definitions reduce the size of the amendment areas to be excluded from Veridian’s licensed service area and permits Veridian to continue to be licensed to serve any future buildings added to the properties outside the amendment area.

Therefore, Networks is seeking that the Board amend Veridian Connections Inc. distribution licence to exclude:

1. The Ontario Independent Crematorium building located at 1200 Haines Street, and part of Lot 1, Plan 40R-19752: Municipality of Clarington (Formerly Bowmanville), Regional Municipality of Durham.
2. The Telus Mobility building located on the south side of Uxbridge Pickering Townline, approximately 526 metres west of Lakeridge Road and known as Plan 40R-11459, part of Lot 1, Ninth Concession, Town of Pickering, Regional Municipality, of Durham.

Veridian has indicated its support for this application, and no person will be adversely affected by the outcome of this application. Networks requests that the Board proceed with this application in an expeditious manner and issue an approval to permit the connections of the two customers without the hearing originally scheduled for November 27, 2003, pursuant to subsection 21(4) of the *Ontario Energy Board Act*.

Please contact Blair MacDonald at (416) 345-5952 if you have any questions concerning this application.

Yours truly

Brian Gabel

Cc George Armstrong, Veridian Connections Inc.
Brian Hewson, Ontario Energy Board

**APPENDIX "B" TO
PROCEDURAL ORDER NO. 9
BOARD FILE NO. RP-2003-0044
DATED: January 20, 2004**

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Veridian letter, dated November 27/2003, to the Ontario Energy Board.

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November 27, 2003
VIA COURIER

Mr. Mark Garner
Secretary
Ontario Energy Board
Suite 2601, 2300 Yonge Street
P.O. Box 2319
Toronto, ON M4P 1E4

**Hydro One Networks
Received
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Regulatory Affairs**

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www.veridian.on.ca

Dear Mr. Garner:

Re: **Hydro One's Revised Application For Amendment
RP-2003-0044/EB-2003-0031**

In his letter to the Board dated November 18, 2003, Mr. Brian Gabel of Hydro One Networks Inc. ("Networks") requests that Veridian Connections Inc.'s ("Veridian") licensed distribution territory be amended to exclude two defined areas. He also requests, on the basis of Veridian's support of these amendments, that the Board proceed in this matter without the oral hearing originally scheduled for November 27, 2003.

This will confirm that Veridian supports Networks requests, and agrees with the revised definitions of the amendment areas proposed for exclusion from Veridian's existing service territory.

Please contact me at 905-427-9870, extension 2202 if you have any questions pertaining to this matter.

Yours truly,

George Armstrong
Manager of Regulatory Affairs and Key Projects

cc Brian Gabel, Hydro One Networks Inc.
Brian Hewson, Ontario Energy Board
John Wiersma
Axel Starck



The power to make your community better.

Veridian Connections is a wholly owned subsidiary of Veridian Corporation

