



EB-2012-0064

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

AND IN THE MATTER OF an application by Toronto Hydro-Electric System Limited for an order approving just and reasonable rates and other charges for electricity distribution to be effective June 1, 2012, May 1, 2013 and May 1, 2014.

PROCEDURAL ORDER NO. 9
December 13, 2013

Toronto Hydro-Electric System Limited (“THESL”) filed an application with the Ontario Energy Board on May 10, 2012, under section 78 of the *Ontario Energy Board Act*, 1998, and the Board’s Incentive Regulation Mechanism framework seeking approval for changes to the rates that THESL charges for electricity distribution, to be effective June 1, 2012, May 1, 2013 and May 1, 2014. The Board issued a Notice of Application and Hearing dated June 27, 2012.

On November 1, 2013, the Board issued Procedural Order No. 8 which established further procedural steps including a settlement conference which was to take place on December 5th and 6th, 2013, to be followed by the filing of any settlement proposal arising from the settlement conference by December 13, 2013 and an oral hearing on December 16th and 17th, 2013 with the presentation of any settlement proposal to be made at the commencement of the oral hearing on December 16, 2013.

On December 13, 2013, THESL filed with the Board a letter advising that discussions were continuing among the parties regarding the settlement proposal and requesting an extension of the filing deadline for the settlement proposal to Tuesday December 17, 2013. THESL further noted that Procedural Order No. 8 also established December 16,

2013 as the date for presentation of any settlement proposal and observed that if the Board were to revise the settlement proposal filing deadline, a new presentation date would be required, along with deferral of the scheduled hearing dates.

The Board has determined that it will grant the extension requested by THESL. Should a proposal be finalized, the presentation of any such proposal will be made on Thursday December 19, 2013. The oral hearing scheduled for December 16th and 17th 2013 is cancelled. In the event that parties are unable to reach an agreement by December 17, 2013, the Board will determine further procedural steps at that time.

The Board considers it necessary to make provision for the following matters related to this proceeding. Please be aware that this procedural order may be amended, and further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. The Oral Hearing scheduled for **December 16 and 17, 2013** is cancelled.
2. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board by **December 17, 2013**.
3. Any Settlement Proposal that is filed with the Board shall be presented to the Board on **December 19, 2013**, starting at 9:30 am in the Board's hearing room at 2300 Yonge Street, 25th Floor, Toronto.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

All filings to the Board must quote the file number, EB-2012-0064, be made through the Board's web portal at www.pes.ontarioenergyboard.ca/eservice/ 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. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.ontarioenergyboard.ca/OEB/Industry. If the web portal is not available parties may

email their documents 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.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Martin Davies at martin.davies@ontarioenergyboard.ca and Board Counsel, Michael Millar at michael.millar@ontarioenergyboard.ca.

ADDRESS

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DATED at Toronto December 13, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary