



**London Hydro Inc.**

**Application for electricity distribution rates and other  
charges beginning May 1, 2022**

**PROCEDURAL ORDER NO. 2  
December 14, 2021**

London Hydro Inc. (London Hydro) filed a cost of service application with the Ontario Energy Board (OEB) on May 12, 2021 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B), seeking approval for changes to the rates that London Hydro charges for electricity distribution, beginning May 1, 2022.

Procedural Order No. 1 issued on October 14, 2021 set the procedural timeline for written interrogatories, among other matters. On November 22, 2021, London Hydro filed its responses to the interrogatories provided by intervenors and OEB staff. Some of the interrogatory responses were provided in redacted form. On November 26, 2021, London Hydro filed a letter requesting confidential treatment for the interrogatory responses it had kept redacted and provided unredacted copies to the OEB.

London Hydro's letter, dated November 26, 2021, provided reasons for why confidential treatment should be afforded to its redacted interrogatory responses. Specifically, the redacted interrogatory responses are:

- 1-Staff-4
- 1-CCC-6
- 2-Staff-32 b); 2-SEC-11 a) and d) and three attachments: 1) "Dec 2019 Board of Directors Package"; 2) "April 2021 Board of Directors Package"; and 3) "CIS Refresh – Planning and Business Requirements."
- 3-Staff-51 a)
- 1-CCC-2, which contained Infrastructure Health & Safety Association (IHSA) reports
- 1-CCC-4, which contained a report containing analysis on non-distribution related business opportunities with respect to electric vehicles
- 1-SEC-1, which contained seven reports:
  1. 2021 Board of Directors Compensations Report
  2. 2017 MEARIE Management Compensation Survey Report

3. 2018 MEARIE Management Compensation Survey Report
4. 2019 Board of Directors Compensation Report
5. 2019 Management Compensation Survey Report
6. 2020 Management Compensation Survey Report
7. 2021 Management Compensation Survey Report

With respect to 1-CCC-2, London Hydro noted that it had redacted the names of specific employees contained in the IHSA reports as that constitutes personal information of the named individuals.

The OEB has reviewed the IHSA reports filed in response to 1-CCC-2 and does not find that the presence in those reports of the names of the employees acting in their business or professional capacity requires redaction as personal information as defined under the *Freedom of Information and Protection of Privacy Act*. The IHSA reports in 1-CCC-2 shall be placed on the public record of this proceeding.

At this time, the OEB is making provision for parties to object to London Hydro's confidentiality request for the remaining interrogatory responses and associated files listed above (i.e., not including 1-CCC-2), and for London Hydro to reply.

The OEB notes that reports like those filed in response to 1-SEC-1 have been subject to confidentiality requests in past proceedings. In particular, the OEB notes that Burlington Hydro Inc. requested confidential treatment for similar reports filed as part of its 2021 cost of service application.<sup>1</sup> The OEB finds it would be helpful if parties making submissions on London Hydro's request for confidentiality make reference to the OEB's decision on Burlington Hydro Inc.'s confidentiality requests.<sup>2</sup>

**IT IS THEREFORE ORDERED THAT:**

1. OEB staff and intervenors wishing to object to London Hydro's confidentiality requests shall file their written submissions with the OEB and serve them on London Hydro and all intervenors, by **January 10, 2021**.
2. If any party objects to London Hydro's confidentiality requests, London Hydro may file a written reply submission with the OEB and serve it on all intervenors by **January 17, 2021**.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or

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<sup>1</sup> EB-2020-0007

<sup>2</sup> EB-2020-0007, Decision and Rate Order, April 15, 2021

any other type of document, **do not include personal information** (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's [Rules of Practice and Procedure](#).

Please quote file number, **EB-2021-0041** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [Filing Systems page](#) on the OEB's website
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact [registrar@oeb.ca](mailto:registrar@oeb.ca) for assistance

All communications should be directed to the attention of the Registrar at the address below and be received by end of business, 4:45 p.m., on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Jerry Wang at [jerry.wang@oeb.ca](mailto:jerry.wang@oeb.ca) and OEB Counsel, Ian Richler at [ian.richler@oeb.ca](mailto:ian.richler@oeb.ca).

Email: [registrar@oeb.ca](mailto:registrar@oeb.ca)

Tel: 1-877-632-2727 (Toll free)

**DATED** at Toronto, **December 14, 2021**

*Original signed by*

Christine E. Long  
Registrar