



Toronto Hydro-Electric System Limited

**Application for electricity distribution rates effective
January 1, 2023**

**PROCEDURAL ORDER NO. 1
October 3, 2022**

Toronto Hydro-Electric System Limited (Toronto Hydro) filed its 2023 Custom Incentive Rate-setting Annual Update application with the Ontario Energy Board (OEB) on August 23, 2022, under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) seeking approval for changes to its electricity distribution rates to be effective January 1, 2023. Toronto Hydro has also applied for approval to establish a new sub-account as part of its existing Capital-Related Revenue Requirement Variance Account (CRRRVA), to track an expected net decrease in depreciation expense arising from changes to the financial useful lives of its capital assets.

A Notice of Hearing was issued on September 15, 2022. Association of Major Power Consumers in Ontario (AMPCO), Power Workers' Union (PWU) and School Energy Coalition (SEC) applied for intervenor status. AMPCO and SEC also applied for eligibility to apply for cost awards.

No objection was received from Toronto Hydro.

AMPCO, PWU and SEC are approved as intervenors. AMPCO and SEC are eligible to apply for an award of costs under the OEB's [Practice Direction on Cost Awards](#) and only in relation to Toronto Hydro's proposed new variance account to track depreciation impacts related to expected changes to the financial useful lives of its capital assets. The list of parties in this proceeding is attached as Schedule A to this Procedural Order.

Cost eligible intervenors should be aware that being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

Bifurcation Request:

With respect to its request to establish a new sub-account, Toronto Hydro stated that "In the event that the OEB finds that this request [to establish the CRRRVA] cannot be approved by Staff under delegated authority, Toronto Hydro requests that the OEB

bifurcate this request from the 2023 Rate application and to hear the matters separately and in parallel.”

The OEB has determined that Toronto Hydro’s application will be reviewed by a Panel of Commissioners and any considerations about bifurcating the issues will be determined by the hearing Panel.

At this time the OEB is making provision for the filing of interrogatories and submissions and further procedural orders may be issued by the OEB.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. OEB staff and intervenors shall request any relevant information and documentation from Toronto Hydro that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on Toronto Hydro and all other parties by **October 17, 2022**.
2. Toronto Hydro shall file with the OEB complete written responses to the interrogatories and serve them on all intervenors by **October 28, 2022**.
3. Any written submissions by OEB staff and intervenors shall be filed with the OEB and served on all other parties by **November 11, 2022**.
4. Toronto Hydro may file a written reply submission with the OEB and serve it on intervenors by **November 22, 2022**.

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 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-2022-0065** 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 [File documents online 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 for assistance.
- Cost claims are filed through the OEB's online filing portal. Please visit the [File documents online page](#) of the OEB's website for more information. All participants shall download a copy of their submitted cost claim and serve it on all required parties as per the [Practice Direction on Cost Awards](#).

All communications should be directed to the attention of the Registrar 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, Georgette Vlahos at georgette.vlahos@oeb.ca and OEB Counsel, Michael Millar at michael.millar@oeb.ca.

Email: registrar@oeb.ca

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

DATED at Toronto, **October 3, 2022**

ONTARIO ENERGY BOARD

By delegation, before: Nancy Marconi

Nancy Marconi
Registrar

SCHEDULE 'A'

PROCEDURAL ORDER NO. 1

TORONTO HYDRO ELECTRIC SYSTEM LIMITED - IRM

EB-2022-0065

DATED: OCTOBER 3, 2022

Toronto Hydro-Electric System Limited
EB-2022-0065

APPLICANT & LIST OF INTERVENORS

October 03, 2022

APPLICANT

Rep. and Address for Service

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System Limited**

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INTERVENORS

Rep. and Address for Service

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APPLICANT & LIST OF INTERVENORS

October 03, 2022

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October 03, 2022

School Energy Coalition

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