



**Toronto Hydro-Electric System Limited**

**Application for electricity distribution rates and other  
charges beginning January 1, 2025**

**PROCEDURAL ORDER NO. 5**

**May 2, 2024**

Toronto Hydro-Electric System Limited (Toronto Hydro) filed an application with the Ontario Energy Board (OEB) on November 17, 2023, under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that Toronto Hydro charges for electricity distribution, beginning January 1, 2025, and for each following year through to December 31, 2029.

Procedural Order No. 4 dated April 23, 2024 provided for, among other matters, a transcribed virtual motions hearing on April 29, 2024. On April 30, 2024, Toronto Hydro filed a joint letter with SEC and AMPCO to note a full resolution on the motions was reached on April 26, 2024. As outlined in the letter, except for one item, Toronto Hydro has agreed to provide the information to SEC and AMPCO. For the excepted item, Toronto Hydro will provide a more detailed objection and SEC is no longer pursuing this request. SEC, AMPCO, and Toronto Hydro agree that the motions hearing is no longer required.

**Pacific Economics Group Research LLC (PEG) Report**

By letter dated May 1, 2024 OEB staff requested an extension for its consultant, PEG, to file a report with respect to Clearspring Energy Advisor's (Clearspring) evidence (PEG Clearspring Report) by May 6, 2024. In that letter OEB staff did not request an extension to file the report that PEG is preparing with respect to Scott Madden Management Consultants (PEG Framework Report). OEB staff also requested to include additional procedural steps for discovery related to the PEG Clearspring Report: interrogatories on the PEG Clearspring Report by May 13, 2024 and OEB staff responses to interrogatories by May 21, 2024. OEB staff explained that the extension is required due to the change in the timing of the Technical Conference dates and to allow for additional time to finalize the report. OEB staff submitted that the extension request does not affect the other procedural steps in the proceeding.

By letter dated May 2, 2024, Toronto Hydro requested an extension for its consultant, Clearspring, to prepare interrogatories on the PEG Clearspring Report, requesting to do

so by May 15. In the interest of affording PEG the same amount of time to respond to interrogatories on its report, Toronto Hydro also requested an extension to responses, requesting to do so by May 23. Toronto Hydro submitted that these extensions would not impact subsequent steps to the proceeding, including the Settlement Conference scheduled to commence May 27.

The OEB agrees that a motions hearing is no longer required. Additionally, the OEB will allow OEB staff's request for an extension to file the PEG Clearspring Report and approves the additional procedural steps for discovery related to this report.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

**THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. Any intervenor filing expert evidence that is relevant to this proceeding, shall file the evidence with the OEB and copy Toronto Hydro and intervenors by **May 2, 2024**.
2. OEB staff shall file the PEG Clearspring Report, and provide a copy to Toronto Hydro and intervenors by **May 6, 2024**
3. If any party seeks information and material with respect to any evidence filed by any intervenor or with respect to the PEG Framework Report, and that is relevant to this proceeding, that information shall be requested by written interrogatories filed with the OEB, and copied to Toronto Hydro and intervenors, by **May 9, 2024**.
4. If Toronto Hydro or any party seeks any relevant information with respect to the PEG Clearspring Report, they shall do so by written interrogatories filed with the OEB, and copied to Toronto Hydro and intervenors, by **May 15, 2024**.
5. OEB staff or intervenors that receive interrogatories on their evidence, other than the PEG Clearspring Report, shall file with the OEB complete responses to the interrogatories and copy the responses to Toronto Hydro and intervenors by **May 17, 2024**.
6. OEB staff shall file with the OEB any written responses related to the PEG Clearspring Report and serve them on Toronto Hydro and intervenors by **May 23, 2024**.

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-2023-0195** 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](mailto: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 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, Thomas Eminowicz at [Thomas.Eminowicz@oeb.ca](mailto:Thomas.Eminowicz@oeb.ca) and OEB Counsel, Lawren Murray at [Lawren.Murray@oeb.ca](mailto:Lawren.Murray@oeb.ca) and Charlotte Kanya-Forstner at [Charlotte.KanyaForstner@oeb.ca](mailto:Charlotte.KanyaForstner@oeb.ca).

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

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

**DATED** at Toronto, May 2, 2024

**ONTARIO ENERGY BOARD**

Nancy Marconi

Registrar