



EB-2010-0003

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 Hydro One Networks Inc. for an Order under section 78 of the Ontario Energy Board Act, 1998, seeking changes to the Uniform Provincial Transmission Rates;

AND IN THE MATTER OF Rules 42, 44.01 and 45.01 of the Ontario Energy Board's Rules of Practice and Procedure.

BEFORE: Paul Sommerville
Presiding Member

Cynthia Chaplin
Vice Chair

DECISION AND ORDER ON COST AWARDS

Background

The Board received a Notice of Motion dated January 5, 2010 from Hydro One Networks Inc. ("Hydro One") for a motion to review aspects of the Board's December 16, 2009 decision in the EB-2008-0272 proceeding, which established Hydro One's transmission revenue requirement for 2009 and 2010. Procedural Order No. 1 for the motion was issued on January 15, 2010 recognizing the parties of record in the EB-2008-0272 proceedings as intervenors in this proceeding, declaring the transmission rates interim, and establishing the procedure for the hearing of the motion. Procedural Orders No. 2 and 3 subsequently changed the date of the oral hearing. The hearing took place on March 26, 2010 at the Board's offices.

The Board issued its Decision and Order on the Motion on April 5, 2010, in which it set out the process for intervenors to file their cost claims, for Hydro One to file any objections to the cost claims, and for intervenors to respond to any objections raised by Hydro One.

The Board received cost claims from the Association of Major Power Consumers of Ontario ("AMPCO"); the Canadian Manufacturers & Exporters; the Consumers Council of Canada; the School Energy Coalition and the Vulnerable Energy Consumers Coalition. No objections were received from Hydro One.

Board Findings

The Board reviewed the cost claims filed by all claimants to ensure they were compliant with the *Board's Practice Direction on Costs Awards*.

The Board has adjusted the cost claim of AMPCO to appropriately reflect the correct tariff for their counsel (Shira R. Brum and Saadia A. Bokhari). This reduces AMPCO's total claim to \$15,491.03.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The Board finds that each party's claims, adjusted as described above, are reasonable and Hydro One shall reimburse all parties for their costs.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the Ontario *Energy Board Act, 1998*, Hydro One shall immediately pay:

- Association of Major Power Consumers of Ontario \$15,491.03;
- Canadian Manufacturers & Exporters \$10,517.03;
- Consumers Council of Canada \$11,711.70;
- School Energy Coalition \$ 4,917.00; and
- Vulnerable Energy Consumers Coalition \$ 4,880.04.

2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Hydro One shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, May 13, 2010.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary