



EB-2010-0138

**NOTICE OF APPLICATION AND HEARING FOR AN
ELECTRICITY DISTRIBUTION RATE CHANGE**

Niagara Peninsula Energy Inc.

Niagara Peninsula Energy Inc. (“NPEI”) filed a cost of service application with the Ontario Energy Board (the “Board”) on November 25, 2010 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 NPEI charges for electricity distribution, to be effective May 1, 2011. The Board has assigned the application File No. EB-2010-0138. The Board’s decision on this application may have an effect on all of NPEI’s customers.

Any change to NPEI’s distribution rates will cause NPEI’s delivery charges to change. Delivery charges are one of four regular items on residential and general service customers’ electric bills and vary depending on the amount of electricity consumed.

NPEI indicates that if the application is approved as filed, the average residential and general service less than 50 kW (“GS<50 kW”) customer would experience an approximate increase on the delivery portion of their bill as indicated in the following table:

	Monthly Delivery	Monthly Change	
Niagara Falls territory residential	800 kWh	\$4.86	13.94%
Peninsula West territory residential - urban	800 kWh	\$5.05	16.07%
Peninsula West territory residential - suburb.	800 kWh	\$8.20	28.99%
Niagara Falls territory GS<50 kW	2,000 kWh	\$1.03	1.22%
Peninsula West territory GS<50 kW	2,000 kWh	\$18.89	32.53%

NPEI also indicates that if the application is approved as filed, the average residential and GS<50 kW customer would experience an approximate increase on the total monthly bill as indicated in the following table:

	Monthly Delivery	Monthly Change	
Niagara Falls territory residential	800 kWh	\$5.04	4.27%
Peninsula West territory residential - urban	800 kWh	\$5.03	4.40%
Peninsula West territory residential - suburb.	800 kWh	\$8.59	7.76%
Niagara Falls territory GS<50 kW	2,000 kWh	\$0.03	0.01%
Peninsula West territory GS<50 kW	2,000 kWh	\$19.63	7.22%

The proposed changes to the delivery component of the bill are separate from other potential changes to the electricity bills, which could include changes to the electricity component and other charges included on the bill. This application deals only with the potential change in the delivery component of the bill that may result from changes in the delivery rates.

How to see Niagara Peninsula Energy Inc.'s Application

Copies of the application are available for inspection at the Board's office in Toronto and on its website, www.oeb.gov.on.ca/OEB/Industry, and at NPEI's office and may be on its website.

Written Hearing

The Board intends to proceed with this application by way of a written hearing unless a party satisfies the Board that there is a good reason for holding an oral hearing. Any submissions objecting to a written hearing must be received by the Board and copied to the applicant within **10 days** of the publication or service date of this notice.

How to Participate

You may participate in this proceeding in one of three ways:

1. **Become an Intervenor**

Intervenors participate actively in the proceeding (i.e., submit written questions, evidence, and arguments, and cross-examine witnesses at an oral hearing).

A request for intervenor status must be made by letter of intervention and be received by the Board no later than **10 days** from the publication or service date of this notice. A letter of intervention must include: (a) a description of how you are, or may be, affected by the outcome of this proceeding; (b) if you represent a group, a description of the group and its membership; and (c) whether you intend to seek an award of costs and the grounds for your cost award eligibility.

You must provide a copy of your letter of intervention to the applicant.

Everything an intervenor files with the Board, including the intervenor's name and contact information, will be placed on the public record, which means that all filings will be available for viewing at the Board's offices and will be placed on the Board's website.

If you already have a user ID, please submit your intervention request through the Board's web portal at www.errr.oeb.gov.on.ca. Additionally, two paper copies must be submitted to the address set out below.

If you do not have a user ID, visit the Board's website under e-Filing Services and complete a user ID/password request form. For instructions on how to submit documents and naming conventions please refer to the RESS Document Guidelines found at www.oeb.gov.on.ca/OEB/Industry, e-Filing Services.

The Board also accepts interventions by e-mail, at the address below, and again, two additional paper copies are required. Those who do not have internet access are required to submit their intervention request on a CD in PDF format, along with two paper copies.

2. **Send a Letter with your Comments to the Board**

If you wish to comment on the proceeding without becoming an intervenor, you may submit a letter of comment to the Board Secretary.

All letters of comment sent to the Board will be placed on the public record, which means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Before placing the letter of comment on the public record, the Board will remove any personal (i.e., not business) contact information from the letter of comment (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the letter of comment will become part of the public record.

A complete copy of your letter of comment, including your name, contact information, and the content of the letter, will be provided to the applicant and the Hearing Panel. Your letter of comment must be received by the Board no later than **30 days** from the publication or service date of this notice. The Board accepts letters of comment by either post or e-mail at the addresses below.

3. Become an Observer

Observers do not participate actively in the proceeding but receive documents issued by the Board in the proceeding. There is no fee for observers to receive documents issued by the Board.

A request for observer status must be made in writing and be received by the Board no later than **10 days** from the publication or service date of this notice. The Board accepts observer request letters by either post or e-mail at the addresses below.

All letters requesting observer status will become part of the public record, which means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Before placing the request for observer status on the public record, the Board will remove any personal (i.e., not business) contact information from the request (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the request for observer status will become part of the public record.

Observers may also request documents filed by the applicant and other parties to the proceeding but must request these documents directly from the relevant party. Observers may be required to pay for the costs of reproducing and delivering the material.

Most documents filed in this application will also be available on the Board's website.

How to Contact Us

In responding to this notice, please reference Board file number EB-2010-0138 in the subject line of your e-mail or at the top of your letter. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. 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.

Need More Information?

Further information on how to participate may be obtained by visiting the Board's website at www.oeb.gov.on.ca/OEB/Industry or by calling our Consumer Relations Centre at 1-877-632-2727.

IMPORTANT

IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING A LETTER IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.

Addresses

The Board:

Ontario Energy Board
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Attention: Board Secretary
Filings: <https://www.errr.oeb.gov.on.ca/>

E-mail: boardsec@oeb.gov.on.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

The Applicant:

Niagara Peninsula Energy Inc.
7447 Pin Oak Drive
Niagara Falls ON L2E 6S9
Attention: Mr. Brian Wilkie

E-mail: brian.wilkie@npei.ca
Tel: (905) 356-2681 ext. 6000
Fax: (905) 356-0118

DATED at Toronto December 16, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary