



**EB-2011-0090**

**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 Ontario Power Generation Inc. pursuant to section 78.1 of the Ontario Energy Board Act, 1998 for an order or orders determining payment amounts for the output of certain of its generating facilities;

**AND IN THE MATTER OF** a motion by Ontario Power Generation Inc. pursuant to Rule 42 of the Ontario Energy Board's Rules of Practice and Procedure for an order or orders to vary the Decision with Reasons EB-2010-0008 dated March 10, 2011.

**BEFORE:** Paul Sommerville  
Presiding Member

Cathy Spoel  
Member

Karen Taylor  
Member

## **DECISION AND ORDER ON COST AWARDS**

### **Background**

On March 30, 2011, Ontario Power Generation Inc. ("OPG") filed a Notice of Motion (the "Motion") to review and vary the EB-2010-0008 Decision With Reasons dated March 10, 2011 in relation to certain findings with regard to the pension and other post employment benefit ("OPEB") costs, and in relation to OPG's request for a variance account for pension and OPEB costs. The Board assigned the motion file number EB-2011-0090.

The Board issued its Decision and Order on the Motion on June 23, 2011, stating that parties eligible for cost awards in the EB-2010-0008 proceeding were eligible for costs in the current proceeding. The Board in its Decision and Order also set out the process for intervenors to file their cost claims and to respond to any objections raised by OPG.

The Board received cost claims from the Canadian Manufacturers & Exporters ("CME") and the School Energy Coalition ("SEC"). By a letter dated July 20, 2011, OPG stated that it had no objections to the cost claims submitted by CME and SEC.

### **Board Findings**

The Board has reviewed CME and SEC's cost claims. The Board finds that both parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The Board finds that CME and SEC's claims are reasonable and should be reimbursed by OPG.

### **THE BOARD THEREFORE ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, OPG shall immediately pay:
  - Canadian Manufacturers & Exporters \$9,766.78; and
  - School Energy Coalition \$10,131.00.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, OPG shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, July 29, 2011

ONTARIO ENERGY BOARD

*Original signed by*

Kirsten Walli  
Board Secretary