



EB-2016-0085

## **InnPower Corporation**

### **Application for electricity distribution rates and other charges beginning July 1, 2017**

#### **PROCEDURAL ORDER NO. 6 October 10, 2017**

InnPower Corporation (InnPower) filed an amended cost of service application with the Ontario Energy Board (OEB) on May 11, 2017 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 InnPower charges for electricity distribution, to be effective July 1, 2017. The OEB had previously declared InnPower's Tariff of Rates and Charges interim as of January 1, 2017.

The OEB issued Procedural Order No. 1 on May 16, 2017, which provided for the filing of interrogatories and responses. Procedural Order No. 2 was issued on May 26, 2017 and required InnPower to provide notice of the application to three specific customer groups that would be directly impacted by one or more of the proposed changes to specific service charges, and provided for further interrogatories and responses.

On August 23, 2017, the OEB received a letter from InnPower's counsel advising that InnPower was withdrawing its request to increase rates for two of the customer groups (pole attachment customers and microFIT customers) and that it had no customers in the third group (net metering customers). InnPower indicated that it will await the outcome of the Pole Attachment Working Group in EB-2015-0304 prior to determining a new pole attachment rate.

On August 25, 2017, the OEB received a letter from the School Energy Coalition (SEC), an intervenor in this proceeding. SEC submitted that the evidence filed by InnPower shows that the pole attachment charge should be increased, and as a result of proper cost allocation, the rates to all other customers would be decreased. SEC therefore submitted that the appropriate pole attachment charge remains a relevant issue in this proceeding.

By way of letter dated August 28, 2017, InnPower's counsel challenged SEC's position and requested that the OEB allow it to withdraw its proposal to change the pole attachment charge.

The OEB issued Procedural Order No. 3 on September 1, 2017, which set dates for an oral hearing regarding all issues in the application, except InnPower's pole attachment and microFIT charges for which separate procedural steps were to be established.

The OEB issued a Decision on Confidentiality and Intervention Request on October 2, 2017, which approved Rogers Communications Canada Inc. (Rogers) as an intervenor with respect to pole attachment charges.

As referenced in InnPower's letter of August 23, 2017, the OEB has initiated a policy review for wireline pole attachments. This review is considering the methodology used for determining pole attachment charges. The expected issuance date of a new policy on pole attachment charges is unknown at this time.

The OEB has decided to proceed with submissions related to a preliminary question and invites InnPower, intervenors and OEB staff to consider and provide written submissions on the following question:

Should the OEB consider a change to InnPower's pole attachment and microFIT charges in this proceeding?

Following the OEB's determination of whether a change to the pole attachment and microFIT charges should be considered in this proceeding, further procedural steps may be issued.

It is necessary to make provision for the following matters related to this proceeding.

#### **THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. InnPower, intervenors and OEB staff wishing to file a written submission with the OEB on the preliminary question set out above, shall do so by **November 1, 2017**.

All filings to the OEB must quote the file number, EB-2016-0085, be made in searchable / unrestricted PDF format electronically through the OEB's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed at the OEB's address provided below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in

the RESS Document Guideline found at <http://www.oeb.ca/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

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.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Fiona O'Connell at [fiona.oconnell@oeb.ca](mailto:fiona.oconnell@oeb.ca) and OEB Counsel, Ljuba Djurdjevic at [ljuba.djurdjevic@oeb.ca](mailto:ljuba.djurdjevic@oeb.ca).

### **ADDRESS**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary

E-mail: [Boardsec@oeb.ca](mailto:Boardsec@oeb.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, **October 10, 2017**

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary