



**EB-2008-0234**  
**EB-2009-0160**

**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 Lakeland  
Power Distribution Ltd. for an order approving or fixing  
just and reasonable rates and other charges for the  
distribution of electricity to be effective May 1, 2009.

**BEFORE:** Cathy Spoel  
Presiding Member

Pamela Nowina  
Member and Vice Chair

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

Lakeland Power Distribution Ltd. ("Lakeland") filed an application with the Ontario Energy Board on September 15, 2008, under section 78 of the *Ontario Energy Board Act, 1998*, seeking approval for changes to the rates that it charges for electricity distribution to be effective May 1, 2009. The Board has assigned the application file number EB-2008-0234.

The Association of Major Power Consumers in Ontario (AMPCO), Energy Probe Research Foundation ("Energy Probe"), the School Energy Coalition ("SEC"), and the Vulnerable Energy Consumers Coalition ("VECC") were granted intervenor status and were found to be eligible to apply for an award of costs.

The Board issued its Decision and Order on the application on May 8, 2009, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Lakeland.

On May 26, 2009, the Board issued a Notice of Motion (EB-2009-0160) regarding the Applicant's request to adjust the Smart Meter Rate Adder from \$0.25 to \$1.00 per customer per month. Procedural Order No. 1 for the EB-2009-0160 proceeding indicated that cost claims for this motion were to be addressed through the EB-2008-0234 proceeding.

AMPCO did not file a cost claim. The Board received cost claims from Energy Probe, SEC and VECC. No comments were received from Lakeland.

The Board has reviewed the cost claims and has made one adjustment to SEC's cost claim. SEC provided invoices that served as time dockets for its cost claim. SEC claimed a total of 12.3 hours for Mr. John De Vellis. This claim was reduced by 1 hour to match the information filed with the cost claim.

The Board finds that Energy Probe, SEC and VECC 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, are reasonable and should be reimbursed by Lakeland.

**THE BOARD THEREFORE ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Lakeland shall immediately pay:
  - Energy Probe \$13,009.57;
  - SEC \$ 3,824.90; and
  - VECC \$11,754.19.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Lakeland shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, August 4, 2009.

ONTARIO ENERGY BOARD

*Original Signed By*

Kirsten Walli  
Board Secretary