



**EB-2009-0132**

**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 Cooperative Hydro Embrun Inc. for an order approving just and reasonable rates and other charges for electricity distribution to be effective May 1, 2010.

### **PROCEDURAL ORDER No. 1**

Cooperative Hydro Embrun Inc. ("Embrun") filed an application with the Ontario Energy Board (the "Board") on September 17, 2009 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 Embrun charges for electricity distribution, to be effective May 1, 2010. The Board has assigned File Number EB-2009-0132 to this application.

The Board issued a Notice of Application and Hearing on October 06, 2009. The School Energy Coalition ("SEC") and the Vulnerable Energy Consumer Consumers Coalition ("VECC") applied for intervenor status and cost eligibility. No objections were received.

The Board has determined that SEC and VECC will be granted intervenor status. A list of intervenors in this proceeding is attached as Appendix A to this Order. The Board has also determined that the intervenors are each eligible to apply for an award of costs under the Board's *Practice Direction on Cost Awards*.

At this time the Board intends to proceed with its review of this application by way of a written hearing. The Notice of Application indicated that the Board may provide for an oral component for certain parts of the application. This may be in the form of a technical conference or an oral hearing or both.

The Board has decided to make provision at this time for written interrogatories. After its review of the responses, the Board will determine the next steps including whether provision should be made for additional interrogatories, a technical conference, or a settlement conference, after which the Board will determine whether to conduct an oral hearing or to make provision for written final submissions.

This Procedural Order addresses the first round of the interrogatories process. Please note that this Procedural Order may be amended, and further procedural orders may be issued from time to time.

**THE BOARD ORDERS THAT:**

1. Board staff shall request information and material from Embrun that is in addition to Embrun's pre-filed evidence with the Board, and that is relevant to the hearing, by written interrogatories filed with the Board and delivered to Embrun and all intervenors on or before Tuesday November 10, 2009. Where possible, the questions should specifically reference the pre-filed evidence.
2. Intervenors who wish information and material from Embrun that is in addition to Embrun's pre-filed evidence with the Board, and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to Embrun Hydro on or before Friday November 13, 2009. Where possible, the questions should specifically reference the pre-filed evidence.
3. Embrun shall file with the Board complete responses to all interrogatories and deliver them to the intervenors no later than Wednesday December 2, 2009.

All filings to the Board must quote the file number, EB-2009-0132, be made through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca), and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca). If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette 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.

**ADDRESS**

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

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

**DATED** at Toronto, November 4, 2009

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

**Appendix 'A'**  
To  
Procedural Order No. 1  
Intervention List  
EB-2009-0132

November 4, 2009

**Cooperative Hydro Embrun Inc.  
EB-2009-0132**

**APPLICANT & LIST OF INTERVENORS**

November 4, 2009

**APPLICANT**

**Rep. and Address for Service**

**Cooperative Hydro Embrun Inc. Benoit Lamarche**

Manager  
Cooperative Hydro Embrun Inc.  
821 Notre-dame Street  
Suite 200  
Embrun, ON K0A 1W1  
  
Tel: 613-443-5110  
Fax: Not Provided  
[embrunhydro@magma.ca](mailto:embrunhydro@magma.ca)

**INTERVENORS**

**Rep. and Address for Service**

**School Energy Coalition**

**Wayne McNally**  
Ontario Education Services Corporation  
439 University Avenue  
18th Floor  
Toronto ON M5G 1Y8  
Tel: 416-340-2540  
Fax: 416-340-7571  
[wmcnally@opsba.org](mailto:wmcnally@opsba.org)

**John De Vellis**  
Shibley Righton LLP  
250 University Ave.  
Suite 700  
Toronto ON M5H 3E5  
Tel: 416-214-5232  
Fax: 416-214-5432  
[john.devellis@shibleyrighton.com](mailto:john.devellis@shibleyrighton.com)

**Cooperative Hydro Embrun Inc.**

**EB-2009-0132**

**APPLICANT & LIST OF INTERVENORS**

- 2 -

November 4, 2009

**Vulnerable Energy Consumers  
Coalition (VECC)      Michael Buonaguro**

Public Interest Advocacy Centre  
34 King St. E. Suite 1102  
Toronto ON M5C 2X8  
Tel: 416-767-1666  
Fax: 416-348-0641  
[mbuonaguro@piac.ca](mailto:mbuonaguro@piac.ca)

**William Harper**  
Senior Consultant  
Econalysis Consulting Services Inc.  
34 King Street E.  
Suite 1102  
Toronto ON M5C 2X8  
Tel: 416-348-0193 Ext: 29  
Fax: 416-348-0641  
[bharper@econalysis.ca](mailto:bharper@econalysis.ca)