



EB-2007-0672

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF cost award eligibility for
interested parties in a consultation process on the
Regulated Price Plan's time-of-use pricing framework.

BEFORE: Paul Vlahos
Presiding Member

DECISION AND ORDER ON COST AWARDS

Background

On April 17, 2008, the Ontario Energy Board (the "Board") initiated a consultation process in relation to potential revisions to the methodology for setting time-of-use electricity prices under the Regulated Price Plan. On that date, the Board released for comment a Board staff Discussion Paper entitled *Regulated Price Plan – Time-of-Use Prices: Design and Price Setting Issues*. The Board's April 17, 2008 letter indicated that cost awards would be available to eligible persons under section 30 of the *Ontario Energy Board Act, 1998* (the "Act") in relation to the provision of written comments on the Board staff Discussion Paper, **up to a maximum of 30 hours**, and that any costs awarded would be recovered from all licensed electricity distributors based on their respective distribution revenues.

In accordance with the Board's February 19, 2010, Decision on Cost Eligibility and Filing of Cost Claims, the following participants were found to be eligible for an award of costs: Building Owners and Managers Association of the Greater Toronto Area ("BOMA"), Canadian Manufacturers and Exporters ("CME"), Consumers Council of Canada ("CCC"), London Property Management Association ("LPMA"), Pollution Probe and Vulnerable Energy Consumers Coalition ("VECC") (collectively, the "eligible participants").

On February 22, 2010 the Board issued a Notice of Hearing on its own motion to determine the cost awards that may be made in accordance with section 30 of the Act in relation to this consultation.

The Board received cost claims from BOMA, CME, LPMA, Pollution Probe and VECC within the deadline specified for that purpose in the Decision on Cost Eligibility and Filing of Cost Claims and reiterated in the Notice of Hearing. No cost claim was filed by CCC. No objections to the cost claims were received by the Board from any licensed rate-regulated distributor.

Board Findings on the Cost Claims of the Eligible Participants

The Board finds that the cost claims filed by BOMA, CME, LPMA, Pollution Probe and VECC are in accordance with the overall limits set in the Board's April 17, 2008 letter and the Board's *Practice Direction on Cost Awards*. The Board therefore finds that each of these eligible participants is entitled to 100% of its reasonably incurred costs of participating in this consultation.

The amount payable by each individual licensed rate-regulated distributor in relation to costs awarded to each eligible participant is listed in Appendix A to this Decision and Order.

Process for Paying the Cost Awards

As stated in the Board's April 17, 2008 letter, the Board will use the process set out in section 12 of its *Practice Direction on Cost Awards* to implement the payment of the cost awards. Therefore, the Board will act as a clearing house for all payments of cost awards relating to this consultation process. Invoices will be issued to distributors at the same time as are invoices for cost assessments made under section 26 of the Act. The practice of the Board is to issue to each distributor one invoice that covers all cost awards payable by the distributor for the relevant period. As a result, the invoice may cover cost awards payable in relation to a number of consultations, including this one.

THE BOARD THEREFORE ORDERS THAT:

1. The costs awarded to the eligible participants are:
 - Building Owners and Managers Association of the Greater Toronto Area \$8,662.50;
 - Canadian Manufacturers and Exporters \$2,522.68;
 - London Property Management Association \$3,479.19;
 - Pollution Probe \$1,050.35; and
 - Vulnerable Energy Consumers Coalition \$1,183.88.
2. The amounts to be paid by each individual distributor in relation to the costs awarded to each eligible participant are as set out in Appendix A to this Decision and Order.
3. The individual distributors listed in Appendix A to this Decision and Order shall pay the costs awarded to each of the eligible participants as set out in Appendix A.
4. Payment of cost awards referred to in paragraph 3 shall be made to the Ontario Energy Board in accordance with the invoice issued to the individual distributor and shall be due at the same time as cost assessments under section 26 of the Act are due.

DATED at Toronto, March 25, 2010

ONTARIO ENERGY BOARD

Original Signed By

John Pickernell
Assistant Board Secretary

Appendix A

To the Board's Decision and Order on Cost Awards

Dated March xx, 2010

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Consultation Process on Time-of-Use Pricing Framework

Consultation Process on Time-of-Use Pricing Framework

Electricity Distribution System Owner/Operator	CME	BOMA	P. PROBE	LPMA	VECC	Total Intervenor Costs
ATIKOKAN HYDRO INC.	0.85	2.93	0.36	1.18	0.40	5.72
ATTAWAPISKAT POWER CORP.	0.83	2.86	0.35	1.15	0.39	5.58
BARRIE HYDRO DISTRIBUTION INC.	27.31	93.76	11.37	37.66	12.81	182.91
BLUEWATER POWER DISTRIBUTION CORP.	15.36	52.74	6.39	21.18	7.21	102.88
BRANT COUNTY POWER INC.	5.74	19.71	2.39	7.91	2.69	38.44
BRANTFORD POWER INC.	14.84	50.97	6.18	20.47	6.97	99.43
BURLINGTON HYDRO INC.	26.84	92.17	11.18	37.02	12.60	179.81
CAMBRIDGE AND NORTH DUMFRIES HYDRO INC.	20.69	71.05	8.61	28.54	9.71	138.60
CANADIAN NIAGARA POWER INC.	14.26	48.95	5.94	19.66	6.69	95.50
CENTRE WELLINGTON HYDRO LTD.	2.40	8.24	1.00	3.31	1.13	16.08
CHAPLEAU PUBLIC UTILITIES CORP.	0.56	1.92	0.23	0.77	0.26	3.74
CHATHAM-KENT HYDRO INC.	13.34	45.80	5.55	18.39	6.26	89.34
CLINTON POWER CORP.	0.51	1.76	0.21	0.71	0.24	3.43
COLLUS POWER CORP.	4.57	15.69	1.90	6.30	2.14	30.60
COOPERATIVE HYDRO EMBRUN INC.	0.58	2.01	0.24	0.81	0.27	3.91
DUTTON HYDRO LTD.	0.12	0.41	0.05	0.16	0.06	0.80

Electricity Distribution System Owner/Operator	CME	BOMA	P. PROBE	LPMA	VECC	Total Intervenor Costs
E.L.K. ENERGY INC.	3.67	12.62	1.53	5.07	1.72	24.61
ENERSOURCE HYDRO MISSISSAUGA INC.	112.78	387.27	46.96	155.54	52.93	755.48
ENWIN POWERLINES LTD.	42.78	146.90	17.81	59.00	20.08	286.57
ERIE THAMES POWERLINES CORP.	7.26	24.95	3.02	10.02	3.41	48.66
ESPANOLA REGIONAL HYDRO DISTRIBUTION CORP.	1.20	4.11	0.50	1.65	0.56	8.02
ESSEX POWERLINES CORP.	9.53	32.74	3.97	13.15	4.47	63.86
FESTIVAL HYDRO INC.	9.08	31.19	3.78	12.53	4.26	60.84
FORT ALBANY POWER CORP.	0.53	1.83	0.22	0.74	0.25	3.57
FORT FRANCES POWER CORP.	1.36	4.66	0.57	1.87	0.64	9.10
GREAT LAKES POWER LTD.	12.64	43.39	5.26	17.43	5.93	84.65
GREATER SUDBURY HYDRO INC.	20.59	70.70	8.57	28.40	9.66	137.92
GRIMSBY POWER INC.	3.24	11.12	1.35	4.47	1.52	21.70
GUELPH HYDRO ELECTRIC SYSTEMS INC.	22.97	78.88	9.56	31.68	10.78	153.87
HALDIMAND COUNTY HYDRO INC.	11.64	39.98	4.85	16.06	5.46	77.99
HALTON HILLS HYDRO INC.	8.21	28.20	3.42	11.33	3.85	55.01
HORIZON UTILITIES CORPORATION	82.92	284.72	34.52	114.35	38.91	555.42
HYDRO HAWKESBURY INC.	1.19	4.08	0.50	1.64	0.56	7.97

Electricity Distribution System Owner/Operator	CME	BOMA	P. PROBE	LPMA	VECC	Total Intervenor Costs
HEARST POWER DISTRIBUTION COMPANY LTD.	0.88	3.01	0.36	1.21	0.41	5.87
HYDRO 2000 INC.	0.24	0.81	0.10	0.33	0.11	1.59
HYDRO ONE BRAMPTON NETWORKS INC.	59.91	205.71	24.94	82.62	28.11	401.29
HYDRO ONE NETWORKS INC.	873.19	2,998.26	363.56	1,204.23	409.79	5,849.03
HYDRO OTTAWA LTD.	121.38	416.81	50.54	167.40	56.96	813.09
INNISFIL HYDRO DISTRIBUTION SYSTEMS LTD.	6.41	22.00	2.67	8.84	3.01	42.93
KASHECHEWAN POWER CORP.	0.49	1.69	0.20	0.68	0.23	3.29
KENORA HYDRO ELECTRIC CORPORATION LTD.	1.92	6.60	0.80	2.65	0.90	12.87
KINGSTON ELECTRICITY DISTRIBUTION LTD.	9.94	34.14	4.14	13.71	4.67	66.60
KITCHENER-WILMOT HYDRO INC.	32.42	111.33	13.50	44.71	15.21	217.17
LAKEFRONT UTILITIES INC.	3.22	11.04	1.34	4.44	1.51	21.55
LAKELAND POWER DISTRIBUTION LTD.	3.82	13.12	1.59	5.27	1.79	25.59
LONDON HYDRO INC.	51.01	175.17	21.24	70.35	23.94	341.71
MIDDLESEX POWER DISTRIBUTION CORP.	2.78	9.55	1.16	3.83	1.30	18.62
MIDLAND POWER UTILITY CORP.	2.77	9.52	1.15	3.82	1.30	18.56
MILTON HYDRO DISTRIBUTION INC.	10.13	34.77	4.22	13.97	4.75	67.84
NEWBURY POWER INC.	0.07	0.24	0.03	0.09	0.03	0.46

Electricity Distribution System Owner/Operator	CME	BOMA	P. PROBE	LPMA	VECC	Total Intervenor Costs
NEWMARKET - TAY POWER DISTRIBUTION LTD.	15.05	51.68	6.27	20.75	7.06	100.81
NIAGARA PENINSULA ENERGY INC.	25.39	87.19	10.57	35.02	11.92	170.09
NIAGARA-ON-THE-LAKE HYDRO INC.	4.54	15.60	1.89	6.27	2.13	30.43
NORFOLK POWER DISTRIBUTION INC.	8.86	30.43	3.69	12.22	4.16	59.36
NORTH BAY HYDRO DISTRIBUTION LTD.	9.76	33.51	4.06	13.46	4.58	65.37
NORTHERN ONTARIO WIRES INC.	2.16	7.43	0.90	2.98	1.02	14.49
OAKVILLE HYDRO ELECTRICITY DISTRIBUTION INC.	28.02	96.23	11.67	38.65	13.15	187.72
ORANGEVILLE HYDRO LTD.	4.27	14.65	1.78	5.89	2.00	28.59
ORILLIA POWER DISTRIBUTION CORP.	6.12	21.03	2.55	8.45	2.87	41.02
OSHAWA PUC NETWORKS INC.	17.53	60.21	7.30	24.18	8.23	117.45
OTTAWA RIVER POWER CORP.	3.42	11.73	1.42	4.71	1.60	22.88
PARRY SOUND POWER CORP.	1.76	6.06	0.73	2.43	0.83	11.81
PETERBOROUGH DISTRIBUTION INC.	12.07	41.46	5.03	16.65	5.67	80.88
POWERSTREAM INC.	112.84	387.48	46.98	155.63	52.96	755.89
PUC DISTRIBUTION INC.	11.75	40.36	4.89	16.21	5.52	78.73
RENFREW HYDRO INC.	1.54	5.30	0.64	2.13	0.72	10.33
RIDEAU ST. LAWRENCE DISTRIBUTION INC.	1.50	5.15	0.62	2.07	0.70	10.04

Electricity Distribution System Owner/Operator	CME	BOMA	P. PROBE	LPMA	VECC	Total Intervenor Costs
ST. THOMAS ENERGY INC.	5.97	20.51	2.49	8.24	2.80	40.01
SIOUX LOOKOUT HYDRO INC.	1.42	4.89	0.59	1.96	0.67	9.53
THUNDER BAY HYDRO ELECTRICITY DISTRIBUTION INC.	15.84	54.41	6.60	21.85	7.44	106.14
TILLSONBURG HYDRO INC.	2.47	8.49	1.03	3.41	1.16	16.56
TORONTO HYDRO-ELECTRIC SYSTEM LTD.	436.98	1,500.51	181.94	602.66	205.07	2,927.16
VERIDIAN CONNECTIONS INC.	41.88	143.80	17.44	57.75	19.65	280.52
WASAGA DISTRIBUTION INC.	3.21	11.02	1.34	4.43	1.51	21.51
WATERLOO NORTH HYDRO INC.	24.37	83.69	10.15	33.61	11.44	163.26
WELLAND HYDRO-ELECTRIC SYSTEM CORP.	7.16	24.60	2.98	9.88	3.36	47.98
WELLINGTON NORTH POWER INC.	1.19	4.07	0.49	1.63	0.56	7.94
WEST COAST HURON ENERGY INC.	1.55	5.32	0.65	2.14	0.73	10.39
WEST PERTH POWER INC.	0.73	2.49	0.30	1.00	0.34	4.86
WESTARIO POWER INC.	7.67	26.35	3.20	10.58	3.60	51.40
WHITBY HYDRO ELECTRIC CORP.	18.32	62.91	7.63	25.27	8.60	122.73
WOODSTOCK HYDRO SERVICES INC.	6.37	21.86	2.65	8.78	2.99	42.65
Total, Electricity Distributors	2,522.68	8,662.50	1,050.35	3,479.19	1,183.88	16,898.60