Ontario Energy Board Commission de l'énergie de l'Ontario



EB-2010-0008

NOTICE OF APPLICATION AND ORAL HEARING APPROVING PAYMENT AMOUNTS FOR PRESCRIBED GENERATING FACILITIES

Ontario Power Generation Inc.

The Ontario Energy Board (the "Board") received an application from Ontario Power Generation Inc. ("OPG") on May 26, 2010, under section 78.1 of the *Ontario Energy Board Act*, *1998*, S.O. 1998, c.15 (Schedule B), (the "Act") seeking approval for increases in payment amounts for the output of certain of its generating facilities, to be effective March 1, 2011. The Board has assigned the application file number EB-2010-0008. The Board's decision on this application will affect most electricity customers in Ontario.

OPG is seeking an order from the Board approving payment amounts for output from generating facilities prescribed under Ontario Regulation 53/05, as amended, of the Act. The prescribed generating facilities are OPG's nuclear generating stations at Pickering and Darlington, and the following hydroelectric facilities: Sir Adam Beck I, Sir Adam Beck I, Sir Adam Beck II, Sir Adam Beck Pump Generating Station, DeCew Falls I, DeCew Falls II, and R.H. Saunders. In 2009, the output from these stations equalled approximately 48 per cent of Ontario's primary electricity demand. OPG is also seeking the recovery of deferral and variance account balances through payment riders, and continuation and/or establishment of certain deferral and variance accounts.

OPG indicates that, if the application is approved as filed, there would be an average 6.2 per cent increase in the payment amounts. According to OPG, that would mean an increase of \$1.86 on the monthly total bill for a typical residential customer consuming 800 kWh per month. This increase, if approved, would be captured in the "electricity" component of a residential customer's bill. This increase is separate from other potential changes in electricity bills, including other changes to the "electricity" component related to other sources of supply, changes to the "delivery" component related to transmission and distribution charges, and other charges applied to the bill.

The Board has decided to proceed with this application by oral hearing.

How to see Ontario Power Generation Inc.'s Pre-filed Evidence

Copies of the application and the pre-filed evidence in support of OPG's application are available for public inspection at the Board's offices and on its website, <u>www.oeb.gov.on.ca</u>, and at OPG's head office and website at <u>www.opg.com</u>.

How to Participate

You may participate in this proceeding in one of three ways:

1. Send a Letter with your Comments to the Board

Your letter with comments will be provided to the Board members deciding the application, and will be part of the public record for the application. Your letter must be received by the Board no later than **30 days** from the publication or service date of this Notice. The Board accepts letters of comment by either post or e-mail at the addresses below.

2. Become an Observer

Observers do not actively participate in the proceeding but monitor the progress of the proceeding by receiving documents issued by the Board. You may request observer status in order to receive documents issued by the Board in this proceeding. If you become an observer, you need to contact the applicant and others in order to receive documents that they file in this proceeding and they may charge you for this. Most documents filed in this application will also be available on the Board's website. Your request for observer status must be made in writing and be received by the Board no later than **10 days** from the publication or service date of this Notice. The Board accepts observer request letters by either post or e-mail at the addresses below; however two paper copies are also required. You must also provide a copy of your letter to the applicant.

3. Become an Intervenor

You may ask to become an intervenor if you wish to actively participate in the proceeding. Intervenors are eligible to receive evidence and other material submitted by participants in the hearing. Likewise, intervenors will be expected to send copies of any material they file to all parties to the hearing.

Your request for intervenor status must be made by letter of intervention and be received by the Board no later than **10 days** from the publication or service date

of this Notice. Your letter of intervention must include a description of how you are, or may be, affected by the outcome of this proceeding; and if you represent a group, a description of the group and its membership. The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs from the applicant and the grounds for your eligibility for costs. You must provide a copy of your letter of intervention to the applicant.

If you already have a user ID, please submit your intervention request through the Board's web portal at <u>www.errr.oeb.gov.on.ca</u>. Additionally, two paper copies are required. If you do not have a user ID, please visit the Board's website under e-filings and fill out a user ID password request. For instructions on how to submit and naming conventions please refer to the RESS Document Guidelines found at <u>www.oeb.gov.on.ca</u>, e-Filing Services. The Board also accepts interventions by e-mail, at the address below, and again, two additional paper copies are required. Those who do not have internet access are required to submit their intervention request on a CD or diskette in PDF format, along with two paper copies.

How to Contact Us

In responding to this Notice, please reference Board file number EB-2010-0008 in the subject line of your e-mail or at the top of your letter. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. 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.

Need More Information?

Further information on how to participate may be obtained by visiting the Board's website at <u>www.oeb.gov.on.ca</u> or by calling our Consumer Relations Centre at 1-877-632-2727.

IMPORTANT

IF YOU DO NOT REQUEST TO PARTICIPATE IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE OF THESE PROCEEDINGS.

<u>Addresses</u>

The Board:

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

Attention: Board Secretary

Filings: <u>www.errr.oeb.gov.on.ca</u> E-mail: <u>Boardsec@oeb.gov.on.ca</u>

Tel: 1-888-632-6273 (toll free) Fax: 416-440-7656

The Applicant:

Ontario Power Generation Inc. H18 G2 700 University Ave Toronto ON M5G 1X6 Attention: Barbara Reuber Tel: 416-592-5419 Fax: 416-592-8519 E-mail: opgregaffairs@opg.com

Counsel for the Applicant:

Charles Keizer Torys LLP 79 Wellington St. W. P.O. Box 270 Toronto Dominion Centre Toronto ON M5K 1N2 E-mail: <u>ckeizer@torys.com</u> Tel: 416-865-0040 Fax: 416-865-7380

Carlton D. Mathias Ontario Power Generation Inc. H18 A24 700 University Avenue Toronto ON M5G 1X6 E-mail: <u>carlton.mathias@opg.com</u> Tel: 416-592-4964 Fax: 416-592-1466

Ce document est disponible en français.

DATED at Toronto, June 4, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli Board Secretary