



**EB-2009-0347**

**IN THE MATTER OF** sections 25.20 and 25.21 of *the Electricity Act, 1998*;

**AND IN THE MATTER OF** a Submission by the Ontario Power Authority to the Ontario Energy Board for the review of its proposed expenditure and revenue requirement for the year 2010.

**BEFORE:** Cynthia Chaplin  
Vice Chair and Presiding Member

Paul Sommerville  
Member

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

On November 9, 2009, the Ontario Power Authority (the “OPA”) filed with the Ontario Energy Board (the “Board”) its proposed 2010 expenditures and revenue requirement and fees for review pursuant to subsection 25.21(1) of the Electricity Act, 1998 (the “Act”). The Board assigned file number EB-2009-0347 to this application.

On December 30, 2009, the Board issued its Issues Decision and Procedural Order No. 1 granting intervenor status to the Society of Energy Professionals, Ontario Power Generation, Shell Energy North America (Canada) Inc., the Electricity Distributors Association, the Association of Major Power Consumers in Ontario (“AMPCO”), the Low-Income Energy Network (“LIEN”), the Vulnerable Energy Consumers Coalition (“VECC”), Pollution Probe and Energy Probe. The Board also approved the request for observer status from the Association of Power Producers of Ontario. The Board determined that the following intervenors are eligible for an award of costs under the

Board's *Practice Direction on Cost Awards*: VECC, Pollution Probe, Energy Probe, AMPCO and LIEN.

The Board issued its Decision and Order on the application on April 27, 2010, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by the OPA.

The Board received cost claims from the VECC, Pollution Probe, Energy Probe and AMPCO. No comments were received from the OPA. LIEN did not file a cost claim.

The Board finds the cost claims by VECC, Pollution Probe, Energy Probe and AMPCO to be reasonable and that the OPA shall reimburse the costs, as noted below.

**THE BOARD ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, the OPA shall immediately pay:
  - Vulnerable Energy Consumers Coalition \$7,103.25;
  - Pollution Probe \$ 533.14;
  - Energy Probe \$8,100.83; and
  - Association of Major Power Consumers in Ontario \$8,623.48.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, the OPA shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, June 16, 2010.

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary