



EB-2009-0425

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 Hydro One
Networks Inc. for an Order granting leave to construct the
Toronto Midtown Transmission Reinforcement Project.

BEFORE: Paul Sommerville
Presiding Member

Ken Quesnelle
Member

DECISION AND ORDER ON COST AWARDS

Background

Hydro One Networks Inc. ("Hydro One") filed an application on December 23, 2009 with the Ontario Energy Board (the "Board") pursuant to section 92(1) of the Ontario Energy Board Act, 1998, S.O. 1998, c.15, Schedule B, (the "Act") for an order granting leave to construct transmission facilities in the City of Toronto. The Board assigned the application file number EB-2009-0425.

On February 23, 2010, the Board issued Procedural Order No. 1 stating that applications were received for intervenor status from the Independent Electricity System Operator, Toronto Hydro Electric System, the Toronto District School Board, and the North Rosedale Ratepayers Association. Two applications for observer status were received, one from the Ontario Power Authority, the other from the Moore Park Residents Association, with the latter requesting only electronic copies of Board documents. The Board received no request for cost eligibility from any party.

On March 5, 2010, Energy Probe Research Foundation (“Energy Probe”) filed a late Notice of Intervention with the Board, including a request for cost eligibility.

On March 10, 2010, the Board issued Procedural Order No. 2 granting the Energy Probe Research Foundation (“Energy Probe”) intervenor status and cost eligibility.

The Board issued its Decision on the application on June 17, 2010, in which it set out the process for Energy Probe to file its cost claims and to respond to any objections raised by Hydro One.

The Board received the cost claim from Energy Probe. No comments were received from Hydro One.

Board Findings

The Board has reviewed Energy Probe’s cost claim and has found that Energy Probe is eligible for 100% of its reasonably incurred costs of participating in this proceeding. The Board finds that Energy Probe’s claim is reasonable and Hydro One shall reimburse Energy Probe for its costs.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Hydro One shall immediately pay Energy Probe Research Foundation \$4,435.69.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Hydro One shall pay the Board’s costs of and incidental to, this proceeding immediately upon receipt of the Board’s invoice.

DATED at Toronto, July 28, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary