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August 26, 2010

Delivered by E-mail and Courier

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, Ontario M4P 1E4

Dear Ms. Walli:

**Re: OEB File No. EB-2009-0063
Brant County Power Inc. (“BCPI”) Review Motion – Ontario Energy
Board Order for Brantford Power Inc. 2008 Electricity Distribution Rates
and Charges**

We are counsel to Brantford Power Inc. (“BPI”) with respect to the above-captioned matter.

Yesterday afternoon, we sent you and the other parties to this proceeding BPI’s draft tariff of rates and charges reflecting BPI’s distribution rates and retail transmission service rates for Brant County Power (“BCP”) for 2008, 2009 and 2010. Moments later, we received BCP’s response to BPI’s submission of August 20, 2010. Although there had been no prior indication in this regard, it now appears that BCP does not accept the rates proposed by BPI, notwithstanding that they have been prepared on the basis of the Board’s Decision of August 20, 2010.

Procedurally, the Board’s Decision (at para.49) provided as follows:

“The Board directs Brantford to design a rate in compliance with principles set out by Board staff and to file that rate within 10 days of receipt of this Decision. Brant County will have an opportunity to comment on the proposed rate within 5 days of receipt. The Board expects to be in a position to issue a written decision following these submissions.”

The Decision did not provide for a right of reply in favour of BPI. However, principles of procedural fairness and natural justice would require that BPI have an opportunity to reply. We respectfully request that the Board accept this letter as BPI’s reply to the responding submission of BCP. BPI repeats and relies on its submission of August 20, 2010, and offers the following additional comments in reply to the BCP submission:

Vancouver
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Toronto
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Ottawa
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Montréal
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Calgary

The BPI distribution rate is fully compliant with the Board staff principles and the Board's Decision:

1. As is clear from the BCP submission, BCP agrees with all aspects of BPI's rate design with one exception. The only matter in dispute at this time is BCP's refusal to accept BPI's proposed reduction of the revenue-to-cost ratio on which the new BCP rates are based. That reduction in the revenue-to-cost ratio is from 140.34% to 115% for 2008 and 2009, which is at the upper end of the Board's target range for a Large User class. In 2010, BPI proposed a further reduction to 110% for the new Embedded Distributor – Brant County Power class. BCP demands parity, a position not currently enjoyed by any other BPI distribution customer class.
2. The Board adopted three straightforward principles for the preparation of the BCP distribution rate. They were set out at paragraph 47 of the Decision:
 - (a) The revenue-to-cost ratio for any specific rate for Brant County should fall within the range for the Large User class, that is 85%-115%;
 - (b) The GS 50 – 4,999 kW class' revenue-to-cost ratio remain at the approved EB-2007-0698 ratio of 140%; and
 - (c) Any additional revenue is to be recovered from those classes that have revenue-to-cost ratios below 100%.
3. BPI's approach to the BCP rate satisfies those three principles in the following ways:
 - (a) BCP rate is based on a revenue-to-cost ratio of 115% for 2008 and 2009, and has been reduced to 110% for 2010, consistent with other Board-approved changes to BPI's revenue-to-cost ratios that move its customers closer to parity;
 - (b) The GS 50 – 4,999 kW class' revenue-to-cost ratio will remain at its Board-approved level of 124% for 2010 – as explained in the BPI submission (at para.12), this was among the changes to BPI's revenue-to-cost ratios approved by the Board since 2008 that move its customers closer to parity;
 - (c) BPI has confirmed that the difference between the existing approved GS 50-4,999 kW rate and the new BCP rate times the BCP volumes for the relevant period will be tracked in a variance account for recovery at BPI's next rebasing.
4. BPI's distribution rates for BCP are not merely "technically" in compliance with the Decision, as suggested by BCP – rather, they fully implement the Board staff principles and are fully compliant with the Decision. BPI respectfully submits that had the Board wished to see BCP immediately moved to parity, it could have directed BPI to design a rate on that basis. It did not do so. Rather, it established the Large Use customer class range of 85% – 115% as the applicable range for the BCP rate.



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5. Moreover, BPI has gone beyond the letter of the Decision in reducing BCP's revenue-to-cost ratio by a further 5% for 2010, consistent with its adjustment of the ratios of other classes to move them toward parity. In doing so, BPI is ensuring that BCP is treated equitably in relation to its other distribution customers, including with respect to BPI's movement toward cost causality.

An immediate move to parity for BCP is not appropriate:

6. At paragraphs 5 and 6 of the BCP submission, BCP suggests, in part, that as BCP is a new customer in a new class, BPI's goal should be to set the revenue-to-cost ratio at as close to 1:1 as possible; that while in situations where the revenue-to-cost ratios for existing rate classes are being adjusted, the first step is to bring rates within the Board accepted range of revenue to cost ratios to avoid rate shock, the addition of a new customer, in a new class, necessarily provides downward pressure on rates, which is a good result for all existing ratepayers; and that the goal should be to have the new customer avoid cross-subsidizing any other customer classes. BPI has the following comments with respect to these statements:
 - (a) BCP is not a new customer of BPI. BCP has been receiving distribution service from BPI since 2005, and is liable for distribution charges dating back to May 1, 2008. For the 2005-2008 period, BCP was not paying for distribution, and it was effectively subsidized by BPI's customers.
 - (b) The only way a new customer, in a new or existing class, can put downward pressure on rates would be in the situation when the new customer was not considered in the design of the original rates. A new customer may have that effect if the revenue requirement is then spread across more kW and kWh in demand and/or consumption than was assumed in the original rates.
 - (c) In any event, this is not what is happening here. Here, BCP, an existing customer, is being moved out of one customer class and into another at lower rates. This is not a "good result" for BPI's other existing ratepayers, as it immediately creates a revenue deficiency. The remaining members of the GS 50 – 4,999 kW class will be indifferent at best, as revenue deficiencies will be recoverable from customers with revenue-to-cost ratios of less than 100%. However, for those classes with revenue-to-cost ratios of less than 100%, including BPI's residential and GS < 50 kW customer classes, this is clearly a bad result, as they will be responsible for the revenue shortfall.
 - (d) BCP speaks of a gradual movement to parity for existing customer classes as being appropriate in order to avoid rate shock, but then ignores that approach by demanding that its revenue-to-cost ratio be moved from 140.34 in 2008 down to parity immediately for 2008, 2009 and 2010, with the entire resulting deficiency that will have accumulated over a three year period loaded onto BPI's customers in 2012. BPI respectfully submits that this is completely inconsistent with the gradual approach to achieving cost

causality that has been adopted by the Board through its use of ranges of revenue-to-cost ratios.

- (e) Finally, as noted previously, no BPI customer class is currently at parity. It is appropriate for BCP to be treated equitably by BPI in relation to its other customers. It is entirely inappropriate to require BPI to grant preferential treatment to BCP.

Conclusion:

7. BPI has complied with both the letter and the spirit of the Decision and the Board staff principles. In fact, as noted above, BPI has gone beyond the letter of the Decision and principles in reducing the BCP ratio to 110% for 2010.
8. For all of the foregoing reasons, BPI respectfully requests that the Board approve the Embedded Distributor – Brant County Power rates set out in the draft revised Tariff of Rates and Charges circulated yesterday afternoon, subject to the one text change noted below.

For the Board's reference, we have enclosed with this letter a copy of the draft revised tariff. Please note that there have been two changes to that document since yesterday's version, both arising from Board staff suggestions. First, at page 5, the heading for the 2010 rates for BCP has been changed from "Embedded Distributor Rate – Brant County Power Inc. – effective for the period of May 1, 2010 to April 30, 2011" has been changed to read "Embedded Distributor Rate – Brant County Power Inc. – effective May 1, 2010". This is consistent with the treatment of other rate classifications in the tariff, as no other rates are subject to a sunset date. Second, unrelated to this proceeding, the billing units for the delivery components of the Sentinel and Street Lighting rates have been corrected in the tariff, from kWh to kW.

We thank you for the opportunity to make these submissions. Should you have any questions or require further information, please do not hesitate to contact me.

Yours very truly,

BORDEN LADNER GERVAIS LLP

Original Signed by James C. Sidlofsky

James C. Sidlofsky

JCS/ac

Encl.

cc: G. Mychailenko, BPI
H. Wyatt, BPI
N. Tahir, BPI
S. Stoll, Aird & Berlis LLP
C. Clark, OEB
B. Noble, BCP
John DeVellis, Shibley Righton LLP

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

RESIDENTIAL SERVICE CLASSIFICATION

This classification refers to an account taking electricity at 750 volts or less where the electricity is used exclusively in a separately metered living accommodation. Customers shall be residing in single-dwelling units that consist of a detached house or one unit of a semi-detached, duplex, triplex or quadruplex house, with a residential zoning. Separately metered dwellings within a town house complex or apartment building also qualify as residential customers. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – Electricity Component

Rate Rider for Global Adjustment Sub-Account Disposition – effective until April 30, 2012		\$/kWh	0.0006
Applicable only for Non-RPP Customers			

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge		\$	11.34
Smart Meter Funding Adder		\$	2.07
Distribution Volumetric Rate	\$/kWh		0.0137
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012	\$/kWh		(0.0044)
Retail Transmission Rate – Network Service Rate	\$/kWh		0.0075
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh		0.0057

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh 0.0052
Rural Rate Protection Charge	\$/kWh 0.0013
Standard Supply Service – Administrative Charge (if applicable)	\$ 0.25

**GENERAL SERVICE LESS THAN 50 kW SERVICE
CLASSIFICATION**

This classification refers to a non residential account taking electricity at 750 volts or less whose monthly average peak demand is less than, or is forecast to be less than, 50 kW. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

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It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – Electricity Component

Rate Rider for Global Adjustment Sub-Account Disposition – effective until April 30, 2012 Applicable only for Non-RPP Customers	\$/kWh 0.0006
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Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	24.54
Smart Meter Funding Adder	\$	2.07
Distribution Volumetric Rate	\$/kWh	0.0064
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012	\$/kWh	(0.0041)
Retail Transmission Rate – Network Service Rate	\$/kWh	0.0067
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh	0.0051

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administrative Charge (if applicable)		\$ 0.25

GENERAL SERVICE 50 to 4,999 kW SERVICE CLASSIFICATION

This classification applies to a non residential account whose average monthly maximum demand used for billing purposes is equal to or greater than, or is forecast to be equal to or greater than, 50 kW but less than 5,000 kW. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

MONTHLY RATES AND CHARGES – Electricity Component

Rate Rider for Global Adjustment Sub-Account Disposition – effective until April 30, 2012
Applicable only for Non-RPP Customers

\$/kWh 0.0006

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	290.63
Smart Meter Funding Adder	\$	2.07
Distribution Volumetric Rate	\$/kW	2.5770
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012	\$/kW	(1.4642)
Retail Transmission Rate – Network Service Rate	\$/kW	2.2939
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.7255

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

**EMBEDDED DISTRIBUTOR – BRANT COUNTY POWER INC.
SERVICE CLASSIFICATION**

This classification applies to Brant County Power Inc., an electricity distributor licensed by the Ontario Energy Board that is provided electricity by means of this distributor's facilities. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

**Embedded Distributor Rate – Brant County Power Inc. – effective for the
period of May 1, 2008 to April 30, 2009**

Service Charge	\$	303.21
Distribution Volumetric Rate	\$/kW	1.9838
Retail Transmission Rate – Network Service Rate	\$/kW	1.7828
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.5443

**Embedded Distributor Rate – Brant County Power Inc. – effective for the
period of May 1, 2009 to April 30, 2010**

Service Charge	\$	304.99
Service Charge Tax Change Rate Rider – effective until April 30, 2010	\$	(0.26)
Distribution Volumetric Rate	\$/kW	2.0000
Distribution Volumetric Tax Change Rate Rider – effective until April 30, 2010	\$/kW	(0.0023)
Retail Transmission Rate – Network Service Rate	\$/kW	1.9843
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.6402

**Embedded Distributor Rate – Brant County Power Inc. – effective May 1,
2010**

Service Charge	\$	290.63
Distribution Volumetric Rate	\$/kW	1.8961
Retail Transmission Rate – Network Service Rate	\$/kW	2.2939
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.7255

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
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EB-2009-0214
EB-2009-0063

UNMETERED SCATTERED LOAD SERVICE CLASSIFICATION

This classification refers to an account taking electricity at 750 volts or less whose monthly average peak demand is less than, or is forecast to be less than, 50 kW and the consumption is unmetered. Such connections include cable TV power packs, bus shelters, telephone boots, traffic lights, railway crossings, etc. The customer will provide detailed manufacturer information/documentation with regard to electrical demand/consumption of the proposed unmetered load. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – Electricity Component

Rate Rider for Global Adjustment Sub-Account Disposition – effective until April 30, 2012		\$	11.93
Applicable only for Non-RPP Customers		\$/kWh	0.0006

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge (per connection)		\$	11.93
Distribution Volumetric Rate		\$/kWh	0.0071
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012		\$/kWh	(0.0044)
Retail Transmission Rate – Network Service Rate		\$/kWh	0.0067
Retail Transmission Rate – Line and Transformation Connection Service Rate		\$/kWh	0.0051

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

STANDBY POWER SERVICE CLASSIFICATION

This classification refers to an account that has Load Displacement Generation and requires the distributor to provide back-up service. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

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Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – APPROVED ON AN INTERIM BASIS

Standby Charge – for a month where standby power is not provided. The charge is applied to the contracted amount (e.g. nameplate rating of generation facility).	\$/kW	1.6553
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012	\$/kW	(0.2576)

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
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EB-2009-0214
EB-2009-0063

SENTINEL LIGHTING SERVICE CLASSIFICATION

This classification refers to accounts that are an unmetered lighting load supplied to a sentinel light. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

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It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – Electricity Component

Rate Rider for Global Adjustment Sub-Account Disposition – effective until April 30, 2012		
Applicable only for Non-RPP Customers	\$/kWh	0.0006

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge (per connection)	\$	2.30
Distribution Volumetric Rate	\$/kW	11.0060
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012	\$/kW	(1.4468)
Retail Transmission Rate – Network Service Rate	\$/kW	2.1421
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.6116

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

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EB-2009-0214
EB-2009-0063

STREET LIGHTING SERVICE CLASSIFICATION

This classification refers to an account for roadway lighting with a Municipality, Regional Municipality, Ministry of Transportation and private roadway lighting operation, controlled by photocells. The consumption for these customers will be based on the calculated load times the required lighting times established in the approved OEB street lighting load shape template. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

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It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – Electricity Component

Rate Rider for Global Adjustment Sub-Account Disposition – effective until April 30, 2012	\$/kWh	0.0006
Applicable only for Non-RPP Customers		

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge (per connection)	\$	0.64
Distribution Volumetric Rate	\$/kW	2.6842
Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2012	\$/kW	(1.0663)
Retail Transmission Rate – Network Service Rate	\$/kW	2.1174
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.5929

Brantford Power Inc.
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**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

microFIT GENERATOR SERVICE CLASSIFICATION

This classification applies to an electricity generation facility contracted under the Ontario Power Authority's microFIT program and connected to the distributor's distribution system. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

MONTHLY RATES AND CHARGES – Delivery Component – effective September 21, 2009

Service Charge	\$	5.25
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Brantford Power Inc.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date May 1, 2010
except for Embedded Distributor Rates for 2008 and 2009 and
except for the microFIT Generator Class effective date of September 21, 2009

**This schedule supersedes and replaces all previously approved schedules of Rates,
Charges and Loss Factors**

EB-2009-0214
EB-2009-0063

ALLOWANCES

Transformer Allowance for Ownership - per kW of billing demand/month	\$	(0.60)
Primary Metering Allowance for transformer losses – applied to measured demand and energy	%	(1.00)

SPECIFIC SERVICE CHARGES

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

Customer Administration		
Arrears certificate	\$	15.00
Easement letter	\$	15.00
Credit reference/credit check (plus credit agency costs)	\$	15.00
Returned cheque charge (plus bank charges)	\$	15.00
Account set up charge/change of occupancy charge (plus credit agency costs if applicable)	\$	30.00
Meter dispute charge plus Measurement Canada fees (if meter found correct)	\$	30.00
Non-Payment of Account		
Late Payment - per month	%	1.50
Late Payment - per annum	%	19.56
Collection of account charge – no disconnection	\$	30.00
Disconnect/Reconnect charge - At Meter – during regular hours	\$	65.00
Disconnect/Reconnect charge - At Meter – after regular hours	\$	185.00
Disconnect/Reconnect charge - At Pole - during regular hours	\$	185.00
Disconnect/Reconnect charge - At Pole - after regular hours	\$	415.00
Install/Remove load control device - during regular hours	\$	65.00

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Temporary Service – Install & remove – overhead – no transformer	\$	500.00
Temporary Service – Install & remove – underground – no transformer	\$	300.00
Temporary Service – Install & remove – overhead – with transformer	\$	1000.00
Specific Charge for Access to the Power Poles – per pole/year	\$	22.35

RETAIL SERVICE CHARGES (if applicable)

APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy and Infrastructure Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

Retail Service Charges refer to services provided by a distributor to retailers or customers related to the supply of competitive electricity

One-time charge, per retailer, to establish the service agreement between the distributor and the retailer	\$	100.00
Monthly Fixed Charge, per retailer	\$	20.00
Monthly Variable Charge, per customer, per retailer	\$/cust.	0.50
Distributor-consolidated billing charge, per customer, per retailer	\$/cust.	0.30
Retailer-consolidated billing credit, per customer, per retailer	\$/cust.	(0.30)
Service Transaction Requests (STR)		
Request fee, per request, applied to the requesting party	\$	0.25
Processing fee, per request, applied to the requesting party	\$	0.50
Request for customer information as outlined in Section 10.6.3 and Chapter 11 of the Retail Settlement Code directly to retailers and customers, if not delivered electronically through the Electronic Business Transaction (EBT) system, applied to the requesting party		

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Up to twice a year		no charge	
More than twice a year, per request (plus incremental delivery costs)	\$	2.00	

LOSS FACTORS

If the distributor is not capable of prorating changed loss factors jointly with distribution rates, the revised loss factors will be implemented upon the first subsequent billing for each billing cycle.

Total Loss Factor – Secondary Metered Customer < 5,000 kW	1.0420
Total Loss Factor – Secondary Metered Customer > 5,000 kW	N/A
Total Loss Factor – Primary Metered Customer < 5,000 kW	1.0316
Total Loss Factor – Primary Metered Customer > 5,000 kW	N/A