



**EB-2010-0292**

## **NOTICE OF APPLICATION AND HEARING FOR AN ELECTRICITY DISTRIBUTION RATE CHANGE**

### **Horizon Utilities Corporation**

Horizon Utilities Corporation ("Horizon") filed an application with the Ontario Energy Board (the "Board") on September 27, 2010 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B), seeking approval for an increase to the Smart Meter Funding Adder from \$1.56 per month to \$2.45 per month, applicable to all metered customers, to be effective December 1, 2010. The request for the increase is to recover ongoing costs for smart meters installed to December 31, 2009 and to complete deployment of smart meters in Horizon's service area. The Board has assigned the application File No. EB-2010-0292. The Board's decision on this application may have an effect on all of Horizon's metered customers.

Any change to Horizon's distribution rates will cause Horizon's delivery charges to change. Delivery charges are one of four regular items on residential and general service customers' electric bills and vary depending on the amount of electricity consumed.

Horizon indicates that if the application is approved as filed, residential customers consuming 800 kWh per month would experience an approximate 2.8% increase in their current delivery charges. This is a \$1.01 per month increase on their total bill. General service customers consuming 2,000 kWh per month and having a monthly demand of less than 50 kW would experience an approximate 1.5% increase in their current delivery charges. This is a \$1.01 per month increase on their total bill.

These changes to the delivery component of the bill are separate from other potential changes to the electricity bills, which could include changes to the electricity component and other charges included on the bill. This application deals only with the potential

change in the delivery component of the bill that may result from changes in the Smart Meter Funding Adder. The proposed change to the Smart Meter Funding Adder is separate from other changes to the delivery component of the bill, effective January 1, 2011, applied for by Horizon in a separate application and being considered by the Board under file number EB-2010-0131.

### **How to see Horizon Utilities Corporation's Application**

Copies of the application are available for inspection at the Board's office in Toronto and on its website, [www.oeb.gov.on.ca/OEB/Industry](http://www.oeb.gov.on.ca/OEB/Industry), and at Horizon's office and may be on its website.

### **How to Participate**

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

#### **1. Become an Intervenor**

You may ask to become an intervenor if you wish to actively participate in the proceeding. Intervenor status is 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.

Note that as an intervenor, everything you file with the Board will be placed on the public record, including your name and contact information. This means that it will be available for viewing at the Board's offices and it will be placed on the Board's website and available to anyone with internet access.

The Board intends to proceed with this application by way of a written hearing. If you object to the Board proceeding in this fashion, your letter of intervention must state the type of proceeding you believe to be necessary and the reasons why.

If you already have a user ID, please submit your intervention request through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca). 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 [www.oeb.gov.on.ca/OEB/Industry](http://www.oeb.gov.on.ca/OEB/Industry), 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 in PDF format, along with two paper copies.

## **2. Send a Letter with your Comments to the Board**

If you wish to comment on the proceeding without becoming an intervenor, you may write a letter of comment to the Board Secretary clearly stating your views. A copy of your letter of comment will be provided to the Hearing Panel.

A complete copy of your letter of comment will also be provided to the applicant (which means it will include your name, contact information, and everything written in the letter).

All letters of comment will become part of the public record in the proceeding. This means that it will be available for viewing at the Board's offices and it will be placed on the Board's website and available to anyone with internet access.

Before placing the letter of comment on the public record, the Board will sever from the letter of comment any contact information for the individual writing the letter. This includes the address, fax number, phone number, and e-mail address of the individual. However, the name of the individual and anything written in the letter of comment will become part of the public record.

All other parties to the proceeding will receive the redacted version of the letter of comment.

Your letter of comment 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.

### **3. 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. There is no fee for observers to receive documents issued by the Board.

If as an observer you wish to receive documents with respect to the proceeding issued by the applicant and other parties to the proceeding, you may request these documents directly from the individual parties. However, you may be required to pay the provider of the information for the preparation and delivery of these documents to you.

Most documents filed in this application will also be available on the Board's website.

All letters for observer status will become part of the public record in the proceeding. This means that it will be available for viewing at the Board's offices and it will be placed on the Board's website and available to anyone with internet access.

Before placing the request for observer status on the public record, the Board will sever from the request any contact information for the individual making the request. This includes the address, fax number, phone number, and e-mail address of the individual. However, the name of the individual and anything written in the request for observer status will become part of the public record.

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.

**How to Contact Us**

In responding to this notice, please reference Board file number EB-2010-0292 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 [www.oeb.gov.on.ca/OEB/Industry](http://www.oeb.gov.on.ca/OEB/Industry) or by calling our Consumer Relations Centre at 1-877-632-2727.

**IMPORTANT**

**IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING A LETTER IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.**

**Addresses****The Board:**

Ontario Energy Board  
P.O. Box 2319  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Attention: Board Secretary  
Filings: <https://www.errr.oeb.gov.on.ca/>  
  
E-mail: [boardsec@oeb.gov.on.ca](mailto:boardsec@oeb.gov.on.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**The Applicant:**

Horizon Utilities Corporation  
55 John Street North  
Hamilton ON L8G 5G5  
Attention: Ms. Indy Butany-DeSouza  
  
E-mail: [indy.butany@horizonutilities.com](mailto:indy.butany@horizonutilities.com)  
Tel: +1 (905) 317-4765  
Fax: (905) 522-6570

**Counsel for the Applicant:**

Borden Ladner Gervais LLP

Suite 4100

40 King Street West

Toronto ON M5H 3Y4

Attention: Mr. James C. Sidlofsky

E-mail: [jsidlofsky@blgcanada.com](mailto:jsidlofsky@blgcanada.com)

Telephone: (416) 367-6277

Fax: (416)361-2751

**DATED** at Toronto, October 27, 2010

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary