



EB-2010-0126

NOTICE OF APPLICATION AND HEARING FOR AN ELECTRICITY DISTRIBUTION RATE CHANGE

E.L.K. Energy Inc.

E.L.K. Energy Inc. ("E.L.K.") filed an application with the Ontario Energy Board (the "Board") on October 27, 2010 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B), seeking approval for changes to the rates that E.L.K. charges for electricity distribution, to be effective May 1, 2011. The application was filed under the Board's guidelines for 2nd Generation Incentive Regulation, which provides for a mechanistic and formulaic adjustment to distribution rates between cost of service applications. The Board has assigned the application File No. EB-2010-0126. The Board's decision on this application may have an effect on all of E.L.K.'s customers.

Any change to E.L.K.'s distribution rates will cause E.L.K.'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.

E.L.K. indicates that if the application is approved as filed, residential customers consuming 800 kWh per month would experience an approximate 9.4% decrease in their current delivery charges. This is a \$3.20 per month decrease 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 14.8% decrease in their current delivery charges. This is a \$6.25 per month decrease on their total bill.

The proposed 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 delivery rates.

How to see E.L.K.'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 , and at E.L.K.'s office and may be on its website.

How to Participate

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

1. 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 **December 13, 2010**. 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 will not award costs in this proceeding as the applicant has not made any proposals that deviate from the Board's guidelines for rate adjustments.

You must provide a copy of your letter of intervention to E.L.K..

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.

Interrogatories and Submissions

Board-approved intervenors or Board staff wishing information and material from E.L.K. that is in addition to the evidence filed with the Board and that is relevant to the hearing shall request it by written interrogatories filed with the Board and delivered to E.L.K. on or before **December 14, 2010**. E.L.K. shall file with the Board complete responses to the interrogatories and deliver them to all intervenors no later than **January 6, 2011**.

Written submissions by an intervenor or Board staff must be filed with the Board, and copied to all other parties, by **January 26, 2011**. If E.L.K. wishes to respond to the submissions, its written response must be filed with the Board and delivered to all other parties by **February 16, 2011**.

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. 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, 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 remove 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 version of the letter of comment that has been placed on the public record.

Your letter of comment must be received by the Board no later than **December 13, 2010**. The Board accepts letters of comment 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-2010-0126 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 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
27th 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
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

The Applicant:

E.L.K. Energy Inc.
172 Forest Avenue
Essex, ON N8M 3E4
Attention: Mr. Michael Audet

E-mail: maudet@elkenenergy.com
Tel: (519) 776-5291
Fax: (519) 776-5640

DATED at Toronto, November 11, 2010.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary