



EB-2010-0292

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 Horizon
Utilities Corporation for an order approving an increase to a
Smart Meter Funding Adder to be effective December 1,
2010.

PROCEDURAL ORDER No. 1

Horizon Utilities Corporation ("Horizon") filed an application with the Ontario Energy Board (the "Board") on August 26, 2010 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B), seeking approval to increase its Smart Meter Funding Adder from \$1.56 per month to \$2.45 per month, applicable to all metered customers effective December 1, 2010 (the "Application"). The request relates to the recovery of 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 issued a Notice of Application and Hearing dated September 20, 2010. The Notice was published and served on intervenors of record in a separate Cost of Service application for 2011 distribution rates (EB-2010-0131) by November 10, 2010. No parties intervened. The Board received three letters of comment from individual ratepayers opposing Horizon's application for an increased smart meter funding adder.

The Board has determined that it will consider Horizon's Application by way of a written process, and the Application will be dealt with separately from Horizon's application for 2011 distribution rates. To accomplish this, the Board will allow a round of interrogatories by Board staff to seek, if they wish, additional information related to the Application. Following Horizon filing its responses to these interrogatories and an

Argument-in-Chief if it so wishes, Board staff may file submissions, with Horizon being allowed to subsequently file a reply submission if it so wishes.

The Board considers it necessary to make provision for the following matters related to this proceeding. The Board may issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. Board staff shall file with the Board and deliver to Horizon Utilities Corporation any interrogatories with respect to the Application on or before **December 22, 2010**.
2. Horizon Utilities Corporation shall file with the Board any responses to interrogatories filed with it on or before **January 12, 2011**. If it so wishes, Horizon Utilities Corporation shall file an Argument-in-Chief relating to the Application by the same date.
3. Board staff shall file with the Board and deliver to Horizon Utilities Corporation any written submissions on or before **January 21, 2011**.
4. Horizon Utilities Corporation shall file any written reply submissions with the Board on or before **February 1, 2011**.

All filings to the Board must quote the file number, EB-2010-0292, be made through the Board's web portal at www.errr.oeb.gov.on.ca, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca/OEB/Industry. If the web portal is not available, parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

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.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

E-mail: Boardsec@oeb.gov.on.ca
Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

DATED at Toronto, December 8, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary