Ontario Energy Board

Commission de l'énergie de l'Ontario

EB-2010-0279

NOTICE OF APPLICATION AND HEARING
ONTARIO POWER AUTHORITY
PROPOSED FISCAL 2011 EXPENDITURE AND REVENUE REQUIREMENT SUBMISSION FOR REVIEW

The Ontario Power Authority ("OPA") is a non-profit agency of the Ontario Government established to ensure an adequate, reliable and secure supply of electricity in Ontario. The OPA has submitted to the Ontario Energy Board ("Board") its proposed expenditures for fiscal 2011 and its proposed fees and request for disposition of certain deferral accounts. It has done so pursuant to subsection 25.21(1) of the *Electricity Act, 1998*. The Board has the authority to approve the proposed fee or to refer it back to the OPA for further consideration with the Board's recommendations.

The OPA is seeking the following approvals from the Board:

- approval of a net revenue requirement comprised of the proposed 2011 operating budget of $64.1 million and a number of adjustments that result in a net amount of $79.861 million;

- approval of a $0.523/MWh usage fee, which is a decrease from the approved usage fee of $0.551/MWh for 2010 and to recover its usage fees from export customers, in addition to Ontario customers;

- if necessary, interim approval of the usage fee described above, or such further or other interim orders as the Board may deem appropriate;

- approval of registration fees of up to $10,000 per proposal for electricity supply and capacity procurements;

- approval of non-refundable application fees for the Feed-in-Tariff program of $0.50/kWh of proposed Contract Capacity, having a minimum of $500 and to a maximum of $5,000;

- approval of proposed 2011 capital expenditures of $2.2 million;

- approval of its proposal to recover through fees the balances of the 2010 Forecast Variance Deferral Account;

- approval to continue to recover the balance of Retailer Settlement Deferral Accounts over three years;

- approval of establishment of the 2011 Retailer Contract Settlement Deferral Account, of the 2011 Retailer Discount Settlement Deferral Account, of the 2011 Government Procurement Costs Deferral Account and of the 2011 Forecast Variance Deferral Account, and approval or continuation of such further or other deferral accounts as the Board may deem appropriate; and

- all necessary orders and directions, pursuant to the *Ontario Energy Board Act, 1998* and the Board's Rules of Practice and Procedure, as may be necessary in relation to this submission, and execution of the approvals requested in the Business Plan.

The Board has assigned File No. EB-2010-0279 to this application.

How to see the OPA's Pre-filed Evidence

Copies of the Application and pre-filed evidence are available for public inspection:

- at the Board's offices and on its website at www.oeb.gov.on.ca; and
- at the OPA's offices in Toronto and on its website at www.powerauthority.on.ca.

For the office locations, see the addresses below.

How to Participate

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

1. Become an Intervenor

Intervenors participate actively in the proceeding (i.e., submit written questions, evidence, and arguments, and cross-examine witnesses at an oral hearing).

A 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. A letter of intervention must include: (a) a description of how you are, or may be, affected by the outcome of this proceeding; (b) if you represent a group, a description of the group and its membership; and (c) whether you intend to seek an award of costs and the grounds for your cost award eligibility. You must provide a copy of your letter of intervention to the applicant.

Everything an intervenor files with the Board, including the intervenor's name and contact information, will be placed on the public record, which means that all filings will be available for viewing at the Board's offices and will be placed on the Board's website.

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 must be submitted to the address set out below.

If you do not have a user ID, visit the Board's website under e-Filing Services and complete a user ID/password request form. For instructions on how to submit documents 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 submit a letter of comment to the Board Secretary.

All letters of comment sent to the Board will be placed on the public record, which means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Before placing the letter of comment on the public record, the Board will remove any personal (i.e., not business) contact information from the letter of comment

(i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the letter of comment will become part of the public record.

A complete copy of your letter of comment, including your name, contact information, and the content of the letter, will be provided to the applicant and the Hearing Panel.

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 participate actively in the proceeding but receive documents issued by the Board in the proceeding. There is no fee for observers to receive documents issued by the Board.

A 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.

All letters requesting observer status will become part of the public record, which means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Before placing the request for observer status on the public record, the Board will remove any personal (i.e., not business) contact information from the request (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the request for observer status will become part of the public record.

Observers may also request documents filed by the applicant and other parties to the proceeding but must request these documents directly from the relevant party. Observers may be required to pay for the costs of reproducing and

delivering the material.

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

Draft Issues List

A draft issues list and further instructions will be contained in Procedural Order no. 1 which will be issued by the Board in the near future.

How to Contact Us

In responding to this Notice, please include Board file number EB-2010-0279 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 or by calling our Consumer Relations Centre at 1-877- 632-2727.

IMPORTANT

IF YOU DO NOT REQUEST TO PARTICIPATE IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE OF THESE PROCEEDINGS.

ADDRESSES (for viewing of the OPA's submission)

Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

Attn: Ms. Kirsten Walli
Board Secretary
Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656
E-mail: BoardSec@oeb.gov.on.ca

The Ontario Power Authority
120 Adelaide Street West, Suite 1600
Toronto ON M5H 1T1

Attn: Ms. Miriam Heinz
Regulatory Coordinator

Tel: 416-969-6045
Fax: 416-967-1947

E-mail: miriam.heinz@powerauthority.on.ca

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Fax: 416-863-1515
E-mail: fcass@airdberlis.com

DATED at Toronto November 24, 2010
ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary