



EB-2010-0364

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S.O, 1998, c. 15, Schedule B;

AND IN THE MATTER OF cost award eligibility for interested
parties in the consultation process regarding a review of the
current price setting methodology and structure of Time of Use
prices under the Regulated Price Plan.

BEFORE: Cynthia Chaplin
Board Chair

DECISION ON COST ELIGIBILITY

On December 6, 2010, the Ontario Energy Board (“the Board”) issued a letter to interested parties that set out an overview of the consultation process that the Board intends to follow to review the current price setting methodology and structure of Time of Use Prices under the Regulated Price Plan.

In that letter, the Board indicated that cost awards will be available to eligible persons under section 30 of the *Ontario Energy Board Act, 1998* (“the OEB Act”) in relation to the consultation. The Board also indicated that costs awarded will be recovered from licensed electricity distributors.

The Board received requests for cost award eligibility from the following participants within the deadline set out in the Board’s December 6, 2010 letter:

- Canadian Manufacturers and Exporters (“CME”);
- Consumers Council of Canada (“CCC”);
- Energy Probe Research Foundation (“EPRF”)
- London Property Management Association (“LPMA”);
- Pollution Probe (“PP”)

- School Energy Coalition (“SEC”);
- Vulnerable Energy Consumers Coalition (“VECC”).

No further requests for cost eligibility were received in response to the Notice.

Licensed electricity distributors were given the opportunity to file any objections they might have in relation to the eligibility of the above-noted participants for an awards of costs. The Board did not receive any objections from distributors.

Based on the criteria set out in section 3 of the Board's *Practice Direction on Cost Awards* (“the Practice Direction”), the Board has determined that the following participants are eligible for an award of costs for this consultation process: CME, CCC, EPRF, LPMA, PP, SEC and VECC.

The Board expects that all participants that are eligible for an award of costs in this consultation process will make every effort to communicate and co-ordinate their participation to the extent that they represent the same interests or class of persons.

DATED at Toronto, December 20, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary