



EB-2010-0193

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 Toronto
Hydro-Electric System Limited for an order approving just
and reasonable rates to be effective November 1, 2010.

BEFORE: Ken Quesnelle
Presiding Member

Marika Hare
Member

DECISION AND ORDER ON COST AWARDS

Background

Toronto Hydro-Electric System Limited ("Toronto Hydro") filed an application with the Ontario Energy Board, (the "Board"), received on May 14, 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 Toronto Hydro charges for electricity distribution, to be effective May 1, 2011. The effective date was subsequently revised to November 1, 2010. The Board assigned the Application file number EB-2010-0193.

On June 4, 2010, the Board issued its Notice of Application and Hearing and Procedural Order No. 1, which stated in part that intervenors in the EB-2009-0243 proceeding were deemed to be intervenors in this proceeding. The Notice also stated that the cost award eligibility status of each intervenor in the EB-2009-0243 proceeding was adopted for this proceeding.

The Board issued its Decision on the application on October 29, 2010, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Toronto Hydro.

The Board received cost claims from the School Energy Coalition ("SEC") and Energy Probe Research Foundation ("Energy Probe"). No cost claim was received from the Vulnerable Energy Consumers Coalition ("VECC"). No comments were received from Toronto Hydro.

Board Findings

The Board has reviewed the claims filed by SEC and Energy Probe. The Board has made one adjustment to Energy Probe's cost claim. The Board notes that the total amount on Form 1 filed by Energy Probe does not match with the information filed on its Form 3. This claim was reduced by \$23.80 to match the information filed on Form 3 of the cost claim.

The Board finds that SEC is eligible to recover 100% of its reasonably incurred costs of participating in this proceeding. The Board finds that Energy Probe's claim, adjusted as described above, is reasonable and shall be reimbursed by Toronto Hydro.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Toronto Hydro shall immediately pay:
 - School Energy Coalition \$6,864.00; and
 - Energy Probe Research Foundation \$3,679.74.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Toronto Hydro shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, December 23, 2010.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary