



P.O. Box 397, Stratford, Ontario N5A 6T5

187 Erie Street, Stratford  
Telephone: 519-271-4700  
Toll-Free: 1-866-444-9370  
Fax: 519-271-7204  
www.festivalhydro.com

March 1, 2011

**BY RESS & COURIER**

Ms. Kirsten Walli, Board Secretary  
Ontario Energy Board  
2300 Yonge Street, 26<sup>th</sup> Floor, P.O. Box 2319  
TORONTO, ON M4P 1E4

**Re: EB-2010-0083  
Festival Hydro Inc. Supplementary Filing to 3<sup>rd</sup> Generation IRM  
LPP Class Action Costs Approved For Recovery**

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Dear Ms. Walli:

Please find accompanying this letter two copies of Festival Hydro's Supplementary Filing to its 2011 IRM Rate Application arising from the February 22, 2011 Decision and Order relating to the LPP Class Action Costs Approved for Recovery.

A copy of this package has been electronically filed through the Ontario Energy Board's RESS system and emailed to the Board Secretary.

Should you require any further information or clarification of any of the above, please do not hesitate to contact me.

Respectfully submitted,  
*Original Signed by*

W.G. Zehr, President

cc Intervenors of Record



1 Festival Hydro is one of the name Affected Electricity Distributors as listed in Appendix A  
2 to the Decision dated February 22, 2011. As directed by the Board in the February 22,  
3 2011 Decision, "all Affected Electricity Distributors (in Appendix A) that currently have an  
4 IRM application before the Board, shall file with the Board within seven days of the  
5 Decisions and Order detailed calculations, including supporting documentation, outlining  
6 the derivation of the rate riders based on the methodology outlined in this Decision."  
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8 Festival Hydro's share of the class action costs that is approved for recovery is provided  
9 in Appendix A to the Decision. The total amount of recovery is \$87,054.57, calculated  
10 as follows:  
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<b>FESTIVAL HYDRO INC.</b>	<b>Amount</b>
Festival Hydro Inc.	\$78,686.23
Brussels PUC	544.88
Dashwood HS	193.38
Hensall PUC	1,001.99
Seaforth PUC	1,386.44
St. Marys PUC	4,818.64
Zurich HS	423.01
<b>TOTAL</b>	<b><u>\$87,054.57</u></b>

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14 The Decision and Order states that insurance proceeds or any other funds received  
15 related to the late payment litigation are to be deducted from the amounts designated to  
16 be recovered through the rate riders. Festival Hydro did not receive any insurance  
17 proceeds or other LPP related funding. As such, the net amount requested for recovery  
18 is the same as the amount provided in Appendix A to the Decision.

1           **METHODOLOGY & CALCULATION OF RATE RIDERS**

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3           The Board has outlined in the Decision and Order on pages 18 and 19 a prescribed  
4           methodology to be followed in determining the monthly fixed charge rate riders. Festival  
5           Hydro has adhered to this methodology in determining the fixed monthly rate riders.

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7           According to the Decision, the cost and damages arising from the LPP class action that  
8           are sought for recovery shall be recovered from all customers of the Affected Electricity  
9           Distributors, and shall be allocated to all customers of each Affected Electricity  
10          Distributor in Appendix A on the basis of distribution revenues. The distribution  
11          revenues to be used for this purpose shall be the 2009 distribution revenues used in the  
12          RRR process. The rate riders (“LLP monthly rate riders”) for the purpose of the recovery  
13          shall be a fixed customer charge and each Affected Electricity Distributor shall use their  
14          2009 year end actual customer or connection data as reported in the distributors RRR.

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16          Table 1 below provides the derivation of the rate riders based on the methodology  
17          outlined in this Decision.

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<b>TABLE 1</b>						
<b>LPP Class Action Costs Approved for Recovery</b>						
<b><u>Derivation of the Rate Riders Based on the Methodology outlined in the Decision and Order February 22, 2011</u></b>						
<b>Festival Hydro's share of recovery amount (Appendix A):</b>				<b><u>\$87,054.57</u></b>		
<b>Customer Class</b>	<b>2009 RRR Distribution Revenues per RRR</b>	<b>Percentage of total Distribution Revenues</b>	<b>Allocated Recoverable Cost based on distribution Revenue</b>	<b>2009 RRR Number of Customers or Connections per RRR</b>	<b>LPP Monthly Rate Riders</b>	<b>Proof (# customers x LPP rate rider x 12 months)</b>
Residential	\$ 5,021,479.15	55.1%	\$ 47,938.48	16,901	\$ 0.2364	\$ 47,938.48
Residential - Hensall	\$ 82,368.83	0.9%	\$ 786.35	410	\$ 0.1598	\$ 786.35
<b>Total Residential per RRR</b>	<b>\$ 5,103,847.98</b>	<b>56.0%</b>	<b>\$ 48,724.83</b>	<b>17,311</b>		<b>\$ 48,724.83</b>
<b>GS &lt; 50 kW</b>	<b>\$ 1,583,409.26</b>	<b>17.4%</b>	<b>\$ 15,116.31</b>	<b>1,992</b>	<b>\$ 0.6324</b>	<b>\$ 15,116.31</b>
<b>Unmetered Scattered Load</b>	<b>\$ 36,311.25</b>	<b>0.4%</b>	<b>\$ 346.65</b>	<b>17</b>	<b>\$ 1.6993</b>	<b>\$ 346.65</b>
<b>Total G.S. &lt; 50 kW per RRR</b>	<b>\$ 1,619,720.51</b>	<b>17.8%</b>	<b>\$ 15,462.96</b>	<b>2,009</b>		<b>\$ 15,462.96</b>
<b>GS &gt;50 kW</b>	<b>\$ 2,039,426.60</b>	<b>22.4%</b>	<b>\$ 19,469.76</b>	<b>209</b>	<b>\$ 7.7631</b>	<b>\$ 19,469.76</b>
<b>Large Use</b>	<b>\$ 294,188.83</b>	<b>3.2%</b>	<b>\$ 2,808.53</b>	<b>2</b>	<b>\$ 117.0220</b>	<b>\$ 2,808.53</b>
<b>Sentinel Lights</b>	<b>\$ 3,441.89</b>	<b>0.0%</b>	<b>\$ 32.86</b>	<b>82</b>	<b>\$ 0.0334</b>	<b>\$ 32.86</b>
<b>Street Lights</b>	<b>\$ 58,201.97</b>	<b>0.6%</b>	<b>\$ 555.64</b>	<b>5,938</b>	<b>\$ 0.0078</b>	<b>\$ 555.64</b>
<b>Totals</b>	<b>\$9,118,827.78</b>	<b>100%</b>	<b>\$ 87,054.57</b>	<b>25,551</b>		<b>\$ 87,054.57</b>
<b>Totals per RRR</b>	<b>\$9,118,827.78</b>			<b>25,551</b>		

**Note: Unmetered Scattered Load was included in with G.S. < 50 kW on the 2009 RRR reporting.**

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The 2009 Distribution Revenues as shown in Table 1 has been taken from and agrees to the 2009 RRR reporting. From there, Festival Hydro has determined the percentage of the total costs to be allocated to each rate class based on the proportionate share of each class. The total recovery amount of \$87,054.57 has then been allocated to each rate class based on these percentages.

The number of customers (connections for streetlights and sentinel lights) has been taken from and agrees to the 2009 RRR reporting. To determine the monthly rate riders, the amount allocated to each customer class has been divided by the number of customers in the class, and then divided by 12 to obtain the monthly LPP rate rider by customer class.

The LPP Monthly Rate Riders will be an additional charge for all customers to be collected over a 12 month period commencing May 1, 2011. Festival Hydro request that the submitted LPP Monthly Rate Riders as provided in Table 1 be verified and accepted as a Supplementary Filing to Festival Hydro's 2011 3rdGRIM rate application.

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A copy of the Excel spreadsheet supporting the calculations in Table 1 has been filed to  
the Board as part of the Supplementary Filing.

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All of which is respectfully submitted this 1<sup>st</sup> day of March 2011.