



**EB-2007-0967**

## **NOTICE OF APPLICATION**

### **Application by Whitby Hydro Electric Corporation and Veridian Connections Inc. for Licence Amendments and Sale of Distribution Assets**

Whitby Hydro Electric Corporation ("Whitby Hydro") and Veridian Connections Inc. ("Veridian ") have filed a joint application with the Ontario Energy Board under the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B, for an order of the Board:

- amending the applicants' distribution service areas to reflect the transfer of six customers from Whitby Hydro to Veridian; and
- approving the sale of distribution assets necessary in serving the public from Whitby Hydro to Veridian.

The Board has assigned file number EB-2007-0967 to the application.

#### **Section 6.5.4 of the Distribution System Code**

Section 6.5.4 of the Board's Distribution System Code requires distributors to eliminate long term load transfers before January 31, 2009. A long term load transfer is a situation in which a customer is within one distributor's service area but is actually served electricity from a second distributor. The applicants have stated that the service area amendments and the sale of the distribution assets that are the subject of this application are being sought in order to eliminate the long term load transfer between Whitby Hydro and Veridian.

#### **Service Area Amendments**

The proposed service area amendment will expand Veridian's service area to include six customers at the following locations:

- two customer located on Broken Front concession, part lot 34 and part lot 35 in the town of Whitby;
- one customer located on concession 6, part lot 35 on the east side of Lakeridge Road North (Durham Road No. 23); and
- three customers located on concession 8, part lot 34, 3 and concession 9, part lot 35 in the town of Whitby, on the east side of Lakeridge Road North.

The customers located at the above noted locations are currently within Whitby Hydro's service area. The proposed amendments, if granted, will result in these customers becoming customers of Veridian. As the distribution rates for the two utilities are not identical, these customers will be subject to new distribution rates if the application is approved.

### **Sale of Distribution Assets**

Whitby Hydro is seeking approval to sell part of its distribution system that is useful in serving the public to Veridian. Veridian will purchase these assets from Whitby Hydro for net book value. The assets will continue to be used to serve the same customers presently served by the assets.

### **How to See the Application**

A copy of the application and related documents are available for inspection at the Board's offices in Toronto. A copy can also be viewed at the Whitby Hydro and Veridian offices at the addresses indicated below.

### **How to Participate in the Proceeding**

The application will be decided by way of written hearing unless a party satisfies the Board that there is good reason for holding an oral hearing. If you object to a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any objections to a written hearing must be received by the Board and copied to the applicants within 10 days of the date this notice was served. The Board does not intend to provide for an award of costs when deciding this application.

If you wish to participate in the written hearing, please file a written submission setting out your views on the application with the Board and deliver it to the applicants no later than 21 days after the date this notice was served.

If the applicants wish to respond to the submission(s), the written response must be filed with the Board and delivered to all parties who made submissions no later than 28 days after the date this notice was served.

### **How to File Documents with the Board**

If you already have a user ID, please submit your submission through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca). Additionally, two paper copies are required. For instructions on how to file and naming conventions, please refer to the RESS Document Guidelines found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca), e-Filing Services. Those who do not have internet access are asked to submit their submission on a CD or diskette in PDF format,

along with two paper copies. You may also send your submission by post or e-mail to the addresses below.

In responding to this Notice, please include Board file number EB-2007-0967 in the subject line of your e-mail or at the top of your document. 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 Web site at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca) or by calling our Consumer Relations Centre at 1-877-632-2727.

### **IMPORTANT**

**IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR IF YOU DO NOT FILE A WRITTEN SUBMISSION IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THE PROCEEDING.**

**Addresses**

**(for viewing copies of the application)**

**The Board**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto, ON  
M4P 1E4  
Attention: Board Secretary  
  
Tel: 1-877-632-2727 ( toll free)  
Fax: 416-440-7656  
E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)

**The Applicants**

Whitby Hydro Electric Corporation  
100 Taunton Rd. E  
Whitby, ON L1N 5R8  
Attention: Ms. Sandra Gray  
  
Tel: 905-668-5878 ext. 235  
Fax: 905-666-8374  
E-Mail: [sgray@whitbyhydro.on.ca](mailto:sgray@whitbyhydro.on.ca)

Veridian Connections Inc.  
55 Taunton Rd. E  
Ajax, ON L1T 3V3  
Attention: Mr. Axel Starck

Tel: 705905-427-9870  
Fax: 905-619-0210  
E-mail: [astarck@veridian.on.ca](mailto:astarck@veridian.on.ca)

DATED at Toronto January 10, 2008

ONTARIO ENERGY BOARD

| *Original signed by*

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John Pickernell  
Assistant Board Secretary