



**EB-2010-0139**

**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 Norfolk Power  
Distribution Inc. for an order approving just and reasonable  
rates and other charges for electricity distribution to be  
effective May 1, 2011.

**BEFORE:** Karen Taylor  
Presiding Member

Marika Hare  
Member

## **DECISION AND ORDER ON COST AWARDS**

### **Background**

Norfolk Power Distribution Inc. ("Norfolk" or "the Applicant") filed an application with the Ontario Energy Board (the "Board"), received on October 29, 2010 under section 78 of the Ontario Energy Board Act, 1998, (the "Act") seeking approval for changes to the rates that Norfolk charges for electricity distribution, to be effective May 1, 2011. The Board assigned File Number EB-2010-0139 to the application.

On December 16, 2010, the Board issued its Procedural Order No. 1, granting Energy Probe Research Foundation ("Energy Probe"), the Vulnerable Energy Consumers Coalition ("VECC"), the School Energy Coalition ("SEC") and HVAC Coalition ("HVAC") intervenor status. The Board noted that cost awards eligibility for HVAC would be restricted to its involvement with the issue of the impact on ratepayers that the utility's relationship with its unregulated affiliates might have.

The Board issued its Decision and Order on the preliminary issue of early rebasing on February 11, 2011, in which it dismissed the application and set out the process for intervenors to file their cost claims and to respond to any objections raised by Norfolk.

The Board received cost claims from Energy Probe, VECC and SEC. No comments were received from Norfolk. HVAC did not file a cost claim.

### **Board Findings**

The Board has reviewed Energy Probe's, VECC's and SEC's cost claims and finds that Energy Probe, VECC and SEC are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The Board finds that all claims are reasonable and will be reimbursed by Norfolk.

### **THE BOARD THEREFORE ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Norfolk shall immediately pay:
  - Energy Probe Research Foundation \$4,132.20
  - Vulnerable Energy Consumers Coalition \$2,572.52; and
  - School Energy Coalition \$3,496.40.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Norfolk shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, March 22, 2011.

### **ONTARIO ENERGY BOARD**

*Original Signed By*

John Pickernell  
Assistant Board Secretary