

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

AND IN THE MATTER OF an Application by Niagara Peninsula Energy Inc. for an Order or Orders approving just and reasonable rates and other service charges for the distribution of electricity effective May 1, 2011.

**TECHNICAL CONFERENCE QUESTIONS**

**FROM THE**

**SCHOOL ENERGY COALITION**

(all references are to page numbers in the SEC Interrogatory response package)

1. [p. 5] With respect to the table in IR #4:
  - a. Please restate this table
    - i. including 2010, 2011 existing and 2011 proposed from Table 1-3 of the prefiled evidence; and
    - ii. removing all impacts of the FMV bump, including but not limited to increases in depreciation, rate base, interest cost, ROE, or any other item.
  - b. Please provide an Excel version of the restated table.
2. [pp. 8-10 and 24-25] Please provide readable versions of these pages, and provide the Excel versions of these tables.
3. [p. 11] Please explain why the PILs installments are so much greater than the expected tax payable.
4. [p. 13] Please confirm that the RRR filings of the Applicant for 2008 and 2009 have included the impacts of the FMV bump. Please provide a revised version of those filings with all such impacts removed.
5. [p. 14] Please provide the basis of the pricing of the transformation connection fee, including any documentation, valuation, fairness opinion, or other supporting materials.

6. [p. 29] Please confirm that the impact of using this weighted average cost of debt, i.e. 5.25%, would be a reduction in the deficiency of \$740,605.
7. [p. 31] Please restate Table 5-4 without any of the impacts of the FMV bump.
8. [p. 33] Please confirm that, under the terms of the affiliate debt, the creditor can require payment of the debt with one year's notice.
9. [p. 36] Please confirm that there is no approved Strategic Plan applicable to the Test Year.
10. [p. 294] Please confirm that this agreement is intended to be a unanimous shareholders agreement under the Business Corporations Act.
11. [p. 306] Please provide the original dividend policy referred to in section 5.1(f), together with any approved amendments to that dividend policy since that time.
12. [p. 306] Please provide a copy of the approval by the shareholders of the 2010 change in the capitalization policy of the Applicant, together with any presentation used in support of the request for approval, and any supporting materials.
13. [p. 307] Please explain why changes to the agreement with Niagara West Transformation Corporation require unanimous shareholder approval.
14. [p. 434] Please provide, for each of the "benefits" listed on this page, details of the results actually achieved, including where applicable the dollar impact on revenue requirement in the Test Year.
15. [p. 436] Please provide details of how the amount of \$1,140,052 is being recovered for both accounting and regulatory purposes, including the amounts in the Test Year.
16. [p. 441] Please provide the numerical data behind this graph, together with the calculations supporting that data.
17. [p. 598] Please provide a brief explanation of why the capital additions in 2010 were below budget.
18. [p. 616] Please identify the net OM&A savings from the merger in this table.
19. [p. 618] Please reconcile the total of \$10,853 for Administration and General, Billing and Collecting with the figure of \$8,153,328 for the same category on page 625.
20. [p. 618] Please explain where interest expense is included in these figures.
21. [p. 651] With respect to the decision in 2010 to change capitalization of overheads for IFRS purposes:

- a. Please identify and quantify all impacts of that accounting change in 2010 and 2011.
  - b. Please provide a copy of the accounting order from the Board authorizing the change in accounting policy.
22. [p. 666] Please confirm that these items of cost and savings are included in the relevant figures for the Test Year, and confirm that the amounts in 2011 are the same as 2010 (or provide the 2011 amounts if different).
23. [p. 678] Please identify which of the “opportunities” have been implemented or are currently planned.
24. [pp. 679-80] Please provide the “measures” planned for each of 2009 and 2010, if any. For each of the measures listed for 2008, and each provided in response to this question with respect to 2009 and 2010, please provide a brief summary of the status of that measure.

Submitted by the School Energy Coalition March 22, 2011.

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Counsel for School Energy Coalition