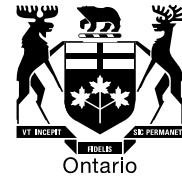


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VIA E-MAIL AND WEB POSTING

April 5, 2011

**To: All Licensed Electricity Distributors
Canadian Manufacturers & Exporters
Consumers Council of Canada
Energy Probe Research Foundation
London Property Management Association
Pollution Probe
School Energy Coalition
Vulnerable Energy Consumers Coalition**

**Re: Notice of Hearing for Cost Awards
Review of Current Price Setting Methodology and Structure of Time
of Use Prices Under the Regulated Price Plan
Board File No.: EB-2010-0364**

Background

On October 18, 2010, the Board issued a letter announcing that it was commencing a consultation on the structure and price setting methodology for time-of-use prices under the Regulated Rate Plan.

Details of the consultation process were set out in the Board's letter of December 6, 2010, in which the Board also stated that cost awards would be available to eligible persons in relation to their participation in this consultation under section 30 of the *Ontario Energy Board Act, 1998* (the "Act"), and that costs awarded would be recovered from all rate-regulated licensed electricity distributors based on their respective distribution revenues.

In its December 20, 2010 Decision on Cost Eligibility, the Board determined that the following seven participants are eligible for an award of costs in relation to their participation in this consultation: Canadian Manufacturers & Exporters; Consumers Council of Canada; Energy Probe Research Foundation; London Property Management Association; Pollution Probe; School Energy Coalition; and the Vulnerable Energy Consumers Coalition (collectively, the "eligible participants").

As set out in the Board's December 6, 2010 letter, the activities for which cost awards are available in this consultation are the following:

- i. Preparation for, attendance at and reporting on the stakeholder meeting, to a **maximum of actual meeting time plus 50% of meeting time for preparation and reporting.**
- ii. Provision of written comments on the analysis set out in The Brattle Group's report, issues identified by Board staff and any other issues discussed at the stakeholder meeting, to a **maximum of 30 hours.**

Notice of Hearing

The Board is initiating this hearing on its own motion in order to determine the cost awards that will be made in accordance with section 30 of the Act in relation to this consultation. The file number for this hearing is **EB-2010-0364**.

The Board intends to proceed by way of written hearing unless a party can satisfy the Board that there is a good reason for not holding a written hearing. If a party wants to object to a written hearing, the objection must be received by the Board no later than **7 days** after the date of this notice.

Assuming that the Board does not receive any objections to a written hearing, the hearing will follow the process set out below.

1. Eligible participants shall submit their cost claims by **April 26, 2011**. A copy of the cost claim must be filed with the Board and one copy is to be served on each rate-regulated licensed electricity distributor. The cost claims must be completed in accordance with section 10 of the Board's *Practice Direction on Cost Awards*.
2. Electricity distributors will have until **May 10, 2011** to object to any aspect of the costs claimed. A copy of the objection must be filed with the Board and one copy must be served on the eligible participant against whose claim the objection is being made.
3. An eligible participant whose cost claim was objected to will have until **May 24, 2011** to make a reply submission as to why its cost claim should be allowed. A copy of the reply submission must be filed with the Board and one copy is to be served on the objecting electricity distributor.

The Board will then issue its decision on cost awards. The Board's costs may also be addressed in the cost awards decision.

Service of cost claims, objections and reply submissions on other parties may be effected by courier, registered mail, facsimile or e-mail.

Parties must file two paper copies and one electronic copy of their submissions with the Board Secretary by **4:45 pm** on the required dates. The Board requests

that interested parties make every effort to provide electronic copies of their filings in searchable/unrestricted Adobe Acrobat (PDF) format, and to submit their filings through the Board's web portal at www.errr.ontarioenergyboard.ca. A user ID is required to submit documents through the Board's web portal. If you do not have a user ID, please visit the "e-filings services" webpage on the Board's website at www.ontarioenergyboard.ca, and fill out a user ID password request. Additionally, interested parties are requested to follow the document naming conventions and document submission standards outlined in the document entitled "RESS Document Preparation – A Quick Guide" also found on the e-filing services webpage. If the Board's web portal is not available, electronic copies of filings may be filed by e-mail at boardsec@ontarioenergyboard.ca. Those that do not have internet access should provide a CD or diskette containing their filing in PDF format.

All submissions must quote file number **EB-2010-0364** and include your name, address, telephone number and, where available, your e-mail address and fax number.

All submissions in this hearing (i.e., cost claims, objections, or replies), will form part of the public record. Copies of the submissions will be available for inspection at the Board's office during normal business hours and the submissions may be placed on the Board's website.

If the submission is from a private citizen (i.e., not a lawyer representing a client, not a consultant representing a client or organization, not an individual in an organization that represents the interests of consumers or other groups, and not an individual from a regulated entity), before making the submission available for viewing at the Board's offices or placing the submission on the Board's website, the Board will remove any personal (i.e., not business) contact information from the submission (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the submission will be available for viewing at the Board's offices and will be placed on the Board's website.

If you do not file a letter objecting to a written hearing or do not participate in the hearing by filing written submissions in accordance with this Notice, the Board may proceed without your participation and you will not be entitled to further notice in this proceeding.

Yours truly,

Original signed by

Kirsten Walli
Board Secretary