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**BY E-MAIL**

April 28, 2011

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, Suite 2700  
Toronto ON M4P 1E4

Dear Ms. Walli:

**Re: Newmarket – Tay Power Distribution Ltd. - Partial Exemption from  
Mandated Time-of-Use Pricing Date for Regulated Price Plan  
Consumers  
Board File No.: EB-2011-0019**

Please find enclosed Board Staff's submission respecting the above application.

Please forward the submission along with this cover letter to the applicant in this proceeding.

Yours truly,

*Original signed by*

George Dimitropoulos  
Analyst, Licence Applications

Attachment



# **ONTARIO ENERGY BOARD**

## **BOARD STAFF SUBMISSION**

**Application for Partial Exemption from Mandated  
Time of Use Pricing Date for Regulated Price  
Plan Consumers**

**Newmarket – Tay Power Distribution Ltd.**

**EB-2011-0019**

**April 28, 2011**

## **BACKGROUND**

Newmarket – Tay Power Distribution Ltd. (“Newmarket – Tay Power”) filed an application dated January 19, 2011 with the Ontario Energy Board under section 74 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B) for a licence amendment granting a partial exemption in relation to the mandated date for the implementation of Time-of-Use (“TOU”) pricing rates for Regulated Price Plan customers.

Newmarket -Tay Power is seeking an exemption from their June 2011 TOU pricing date with respect to eligible General Service under 50 kW customers served with three phase services due to problems obtaining the meters needed to service these customers. Newmarket -Tay Power is requesting a new TOU date of November 2011 for this specific customer class only. The exemption would affect 2,584 customers under this class.

The Board issued a Notice of Application and Hearing on March 28, 2011. Board staff filed interrogatories on the application on April 14, 2011. Newmarket – Tay Power responded to these interrogatories on April 20, 2011.

This submission is being provided by Board staff following a review of the application and evidence filed in this proceeding.

## **STAFF SUBMISSION**

Having reviewed the application and evidence, Board staff has no issue with Newmarket – Tay Power’s request.

All of which is respectfully submitted.