



**EB-2008-0018**

**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 Whitby  
Hydro Energy Services Corporation for a smart sub-  
metering licence.

By delegation, before: Jennifer Lea

### **INTERIM DECISION AND ORDER**

Whitby Hydro Energy Services Corporation filed an application on January 21, 2008 with the Ontario Energy Board under section 60 of the *Ontario Energy Board Act, 1998* (the "Act") for a smart sub-metering licence. The Board has assigned the application file number EB-2008-0018.

The applicant is currently engaged in smart sub-metering activities, as prescribed by Ontario Regulation 443/07—*Licensing Sub-Metering Activities* made under the Act. This regulation came into force on December 31, 2007. Therefore, all persons currently engaged in smart sub-metering activities, as prescribed by Ontario Regulation 443/07, will need to be licensed.

Considering the time required to process an application in accordance with the Board's established practice and procedures, and considering the applicant's activities and the timing of the regulation, it has been found to be in the public interest to issue an interim order under sections 21(7) and 6(4) of the Act granting a short-term smart sub-metering licence to the applicant pending the final disposition of the matter.

The applicant should note that no final decision on the application has been made and that the granting of this interim order is not an indication that a longer term licence will be granted.

**IT IS THEREFORE ORDERED THAT:**

1. A smart sub-metering licence is granted on such conditions as are contained in the attached licence.
2. It is also a condition of this order that Whitby Hydro Energy Services Corporation expeditiously investigates and takes all appropriate and necessary steps to resolve any complaints from consumers regarding Whitby Hydro Energy Services Corporation's smart sub-metering services.
3. The licence will be valid for a period of 4 months or until the Board makes a final decision on the smart sub-metering licence application, whichever is earlier.

**DATED** at Toronto, January 30, 2008.

ONTARIO ENERGY BOARD

*Original signed by*

Jennifer Lea  
Counsel, Special Projects