



**EB-2011-0138**

## **NOTICE OF APPLICATION AND WRITTEN HEARING**

### **Application by Festival Hydro Inc. for an Extension to its Mandated Time-of-Use Pricing Date for Regulated Price Plan Consumers**

#### **The Application**

Festival Hydro Inc. ("Festival") filed an application dated May 10, 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 an extension in relation to the mandated date for the implementation of Time-of-use ("TOU") pricing rates for Regulated Price Plan ("RPP") consumers.

#### **Time-of-Use Pricing**

On August 4, 2010 the Ontario Energy Board issued a determination under Section 1.2.1 of the Standard Supply Service Code to require the implementation of TOU pricing for RPP consumers. The determination established mandatory TOU implementation dates for each electricity distributor. Festival is requesting an extension from its September 2011 TOU pricing date and requesting a new date of May 2012. Festival states the extension is necessary due to key human resource losses during TOU implementation, delays retrofitting the customer information software and to educate customers on TOU prior to transitioning to TOU prices.

#### **How to see the Application**

A copy of the application and related documents are available for inspection at the Board's offices in Toronto and on its website, [www.ontarioenergyboard.ca](http://www.ontarioenergyboard.ca). A copy can also be viewed at Festival's office at the address indicated below and on its website.

**How to Participate in the Hearing**

The application will be decided by way of written hearing unless a party satisfies the Board that there is good reason for not holding a written hearing. If you object to a written hearing for this application, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board and copied to the applicant by **June 13, 2011**.

Any parties who wish information and material from the applicant that is in addition to the applicant's pre-filed evidence with the Board, and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to the applicant on or before **June 15, 2011**. Where possible, the questions should specifically reference the pre-filed evidence. The applicant shall file with the Board complete responses to the interrogatories and deliver them to any interested parties in the proceeding no later than **June 29, 2011**.

Anyone who wishes to make a submission on the application must file that written submission with the Board and deliver it to the applicant by **July 6, 2011**. If the applicant wishes to respond to the submission(s), the written response must be filed with the Board and delivered to all parties who made submissions by **July 13, 2011**. All written submissions sent to the Board will be placed on the public record. The written submissions will be available for viewing at the Board's offices and will be placed on the Board's website.

If the written 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 placing the written submission on the public record, the Board will remove any personal (i.e., not business) contact information from the written 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 written submission will become part of the public record.

As stated elsewhere in this notice, you must provide a complete copy of your written submission (including your name, contact information, and everything written in the submission) to the applicant.

**How to File Documents with the Board**

You must forward two paper copies, and if possible, an electronic copy in Word format and searchable PDF format, of your written submission to the Board and one copy to the applicant. All submissions must quote file number EB-2011-0138 and clearly state the sender's name, postal address, telephone number, fax number and e-mail address. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

**Need More Information?**

Further information on how to participate may be obtained by visiting the Board's Web site at [www.ontarioenergyboard.ca](http://www.ontarioenergyboard.ca) or by calling our Consumer Relations Centre at 1-877-632-2727.

**IMPORTANT**

**IF YOU DO NOT FILE A WRITTEN SUBMISSION 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.**

**Addresses****The Board**

Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27<sup>th</sup> Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary

Tel: 1-877-632-2727 (toll free)  
Fax: 416-440-7656  
E-mail: [Boardsec@ontarioenergyboard.ca](mailto:Boardsec@ontarioenergyboard.ca)

**The Applicant**

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E-mail: [bzehr@festivalhydro.com](mailto:bzehr@festivalhydro.com)

**DATED** at Toronto, May 26, 2011

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary