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## **BY E-MAIL AND WEB POSTING**

July 13, 2011

**To: All Rate-Regulated Licensed Electricity Distributors  
Association of Major Power Consumers in Ontario  
Canadian Manufacturers & Exporters  
Consumers Council of Canada  
London Property Management Association  
School Energy Coalition  
Vulnerable Energy Consumers Coalition**

**Re: Notice of Hearing for Cost Awards  
Review of Electricity Distribution Cost Allocation Policy  
Board File No.: EB-2010-0219**

### **Background**

On September 2, 2010, the Ontario Energy Board ("the Board") issued a letter to interested parties initiating a consultation process to review certain elements of the Board's electricity distribution cost allocation policy.

In that letter, the Board also indicated that cost awards would be available to eligible persons under section 30 of the *Ontario Energy Board Act, 1998* (the "Act") in relation to the consultation, and that costs awarded would be recovered from all rate-regulated licensed electricity distributors based on their respective distribution revenues.

On October 15, 2010 the Board issued a Decision on Cost Eligibility in which the Board determined that the following six participants are eligible for an award of costs in relation to their participation in this consultation: Association of Major Power Consumers in Ontario ("AMPCO"); Canadian Manufacturers & Exporters; Consumers Council of

Canada; London Property Management Association; Vulnerable Energy Consumers Coalition (“VECC”) and School Energy Coalition (collectively, the “eligible participants”).

On March 31, 2011, the Board issued its *Report on the Review of Electricity Distribution Cost Allocation Policy* (the “Cost Allocation Report”). The cover letter to that report indicated that a working group (the “CA Working Group”) would be established to assist with changes to the Cost Allocation Model required to implement revisions to the Board’s policy as set out in Cost Allocation Report. AMPCO and VECC, both eligible for an award of costs in this consultation as noted above, were selected to participate on the CA Working Group.

Although further consultation is contemplated to address a number of outstanding issues, the Board considers it appropriate to address cost awards in respect of participation in this consultation for the period ending **June 30, 2011**. The activities eligible for cost awards in this consultation, as set out in the Board’s letters of September 2, 2010 and March 31, 2011, are listed in Attachment A.

### **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 for participation in this consultation up to and including June 30, 2011. The file number for this hearing is EB-2010-0219.

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. The eligible participants shall submit their cost claims by **July 25, 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*. In

addition, to expedite the review of cost claims, the Board asks eligible participants to submit a cost claim summary as illustrated in Attachment B.

2. Rate-regulated licensed electricity distributors will have until **August 3, 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. The eligible participant whose cost claim was objected to will have until **August 10, 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 distributor.

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

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

### **Instructions on Filing Material with the Board**

Parties must file one paper copy and one electronic copy of their submissions with the Board Secretary by **4:45 pm** on the required dates. The electronic copy must be in searchable/unrestricted PDF format, be submitted through the Board's web portal at [www.errr.ontarioenergyboard.ca](http://www.errr.ontarioenergyboard.ca) and conform to the document naming conventions and document submission standards outlined in the RESS e-Filing Guides (available on the Board's website at [www.ontarioenergyboard.ca](http://www.ontarioenergyboard.ca) on the e-Filing Services web page). A user ID is required for filings through the web portal. If you do not have a user ID, please visit the Board's web site on the e-Filings Services web page and fill out a user ID password request. If the web portal is not available, the electronic copy may be submitted by e-mail to [BoardSec@ontarioenergyboard.ca](mailto:BoardSec@ontarioenergyboard.ca).

Those that do not have internet access should provide a CD containing their filing in PDF format.

All filings must quote file number **EB-2010-0219** and include your name, address, telephone number and, where available, an e-mail address and fax number.

All submissions in this hearing (including cost claims, objections, and reply submissions) will form part of the public record and copies of the submissions will be available for inspection at the Board's offices during normal business hours and may be published 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 of Hearing, 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

Attachments

## Attachment A: Eligible Activities and Maximum Number of Hours

Activity	Total Eligible Hours per Participant
Review of the consultant's report prior to the stakeholder meeting	Up to 10 hours
Attendance at and reporting on the stakeholder meeting	Maximum of actual meeting time plus 50% of meeting time for preparation and reporting
Provision of written comments on the consultant's report	Up to 20 hours
Participation on CA Working Group (AMPCO and VECC only)	Maximum of actual meeting time plus 50% of meeting time for preparation and reporting

## Attachment B: Cost Claim Summary

**Cost Claim Summary for Eligible Activities in relation to Review of Electricity Distribution Cost Allocation Policy (EB-2010-0219 )**

Eligible Organization:

Individual(s) Making Claim	Hourly Rate (\$)	Claim											
		Eligible Activity →  Maximum Hrs Allowed (per eligible party) →→	Review of consultant's report prior to stakeholder meeting  Up to 10	Attendance at and reporting on November 18, 2010 stakeholder  Actual meeting time plus 50%	Provision of written comments on consultant's report  Up to 20	Preparation for, attendance at, and reporting on each working group meeting.			Total (Hours)	Sub-Total (\$)	Disbursements (\$)	HST (\$)	Total (\$)
						09-May-11	27-May-11	15-Jun-11					
						Actual meeting time plus 50%	Actual meeting time plus 50%	Actual meeting time plus 50%					
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