



Niagara-on-the-Lake Hydro Inc.

BY E-MAIL

October 6, 2011

To Intervenors of Record in the Proceeding EB-2008-0237.

**Re: Niagara-on-the-Lake Hydro Inc.
Application for 2012 Distribution Rates
Board File Number EB-2011-0186**

On October 5, 2011 the OEB issued a "Notice" and Letter of Direction regarding this Proceeding. NOTL was directed to do the following, inter alia:

"2. To immediately, and no later than the date of publication of the Notice, serve a copy of the Notice directly on all intervenors of record in Niagara-on-the-Lake Hydro Inc.'s previous cost of service rate application proceeding EB-2008-0237;"

Your organization was listed as such an Intervenor in Attachment A of Procedural Order No. 1, dated October 1, 2008 in EB-2008-0237. A copy of this list is attached.

The purpose of this letter, therefore, is to serve this required Notice. A copy of the Notice is attached, following the list of Intervenors.

Yours sincerely


Jim Huntingdon, President

cc OEB Secretary

Attachments

NIAGARA-ON-THE-LAKE HYDRO INC.

EB-2008-0237

LIST OF INTERVENORS

October 1, 2008

| Organization | Rep. And Address for Service |
|---------------------|-------------------------------------|
|---------------------|-------------------------------------|

1. Vulnerable Energy Consumers Coalition

Mr. Michael Buonaguro
Public Interest Advocacy Centre
34 King Street East, Suite 1102
Toronto, Ontario
M5C 2X8

Tel: 416 767-1666
Fax: 416 348-0641
Email: mbuonaguro@piac.ca

AND

Mr. Bill Harper
Econalysis Consulting Services
34 King Street East, Suite 1102
Toronto, Ontario
M5C 2X8

Tel: (416) 348-0193
Fax: (416) 348-0641
Email: bharper@econalysis.ca

2. Energy Probe

Mr. Randy Aiken
Aiken & Associated
578 McNaughton Ave. West
Chatham, Ontario
N7L 4J6

Tel: (519) 351-8624
Fax: (519) 351-4331
Email: raiken@xcelco.on.ca

AND

Mr. David S. MacIntosh
c/o Energy Probe
225 Brunswick Ave.
Toronto, Ontario
M5S 2M6

| Organization | Rep. And Address for Service |
|----------------------------|--|
| | Tel: (416) 964-9223 Ext. 235 Fax: (416) 964-8239 Email: DavidMacIntosh@nextcity.com |
| 3. School Energy Coalition | Ontario Education Services Corporation c/o Ontario Public School Boards Association 439 University Avenue, 18th Floor Toronto, ON M5G 1Y8 Attn: Bob Williams, Co-ordinator Tel: (416) 340-2540 Fax: (416) 340-7571 Email: bwilliams@opsba.org |
| AND | Shibley Righton LLP Barristers and Solicitors 250 University Avenue, Suite 700 Toronto, Ontario, M5H 3E5 Attn: John De Vellis Tel: (416) 214-5232 Fax: (416) 214-5432 Email: john.devellis@shibleyrighton.com |
| AND | Institutional Energy Analysis, Inc. 250 University Avenue, Suite 700 Toronto, Ontario, M5H 3E5 Attn: Rachel Chen, Principal Consultant Tel: (416) 214-5218 Fax: (416) 214-5418 Email: rachel.chen@ieai.ca |



EB-2011-0186

**NOTICE OF APPLICATION AND HEARING FOR AN
ELECTRICITY DISTRIBUTION RATE CHANGE**

Niagara-on-the-Lake Hydro Inc.

Niagara-on-the-Lake Hydro Inc. ("NOTL") has applied to the Ontario Energy Board (the "Board") for permission to increase its delivery charges beginning May 1, 2012. The Application was filed on September 15, 2011 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B), under the Board's guidelines for 3rd Generation Incentive Regulation Mechanism which provides for a mechanistic and formulaic adjustment to distribution rates between cost of service applications. NOTL's application also includes a request to recover the impact of lost revenues associated with various conservation initiatives and a request to recover costs incurred due to wind storm damages. NOTL also requests the disposition of account 1562.

Delivery charges are one of four regular items on Residential and General Service customers' electric bills and vary depending on the amount of electricity consumed. If the application is fully approved, the monthly bill for a Residential customer who consumes 800 kWh per month will increase by about \$2.69. The monthly bill for a General Service customer consuming 2000 kWh per month and having a monthly demand of less than 50 kW would increase by about \$8.93. The proposed changes to the Delivery charge are separate from other potential changes to the electricity bills.

For additional information on billing items visit

<http://www.ontarioenergyboard.ca/OEB/Consumers/Electricity/Your+Electricity+Bill>.

The Board has assigned the application File No. EB-2011-0186. The Board's decision on this application may have an effect on all of NOTL's customers.

How to see NOTL's Application

A copy of the application and related documents may be viewed at the Board's office listed below or on the Board's website at:

<http://www.ontarioenergyboard.ca/html/?case=EB-2011-0186>

A copy can also be viewed at NOTL's office at the address indicated below or may be on its website <http://www.notlhydro.com>.

Written Hearing

The Board intends to proceed with this matter by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, 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 no later than **10 days** from the publication or service date of this notice.

How to Participate

You may participate in this proceeding by requesting either intervenor or observer status, or by submitting a letter of comment:

1. **Intervenors** participate actively in the proceeding (i.e., submit written questions, evidence, and arguments, and cross-examine witnesses at an oral hearing). You may request intervenor status by sending a letter of intervention to the Board and copying the Applicant no later than **10 days** from the publication or service date of this notice. The letter of intervention must include:
 - a. A description of how you are, or may be, affected by the outcome of this proceeding; and
 - b. If you represent a group, a description of the group and its membership.

The Board intends to only consider cost awards in this proceeding in relation to NOTL's proposal for lost revenue adjustment mechanism recovery, Z-factor claim to recover costs incurred due to wind storm damages, and NOTL's request for the disposition of account 1562. You must indicate in your letter of intervention whether you expect to seek costs from the applicant and the grounds for your eligibility for costs.

2. **Observers** do not participate actively in the proceeding but receive documents issued by the Board in the proceeding. (There is no fee for observers to receive documents issued by the Board.) You may request observer status by sending a request to the Board no later than **10 days** from the publication or service date of this notice.
3. **Letters of Comment** are to be sent to the Board no later than **30 days** from the publication or service date of this notice. All letters of comment will be placed on the public record, subject to the privacy terms for personal information stated below. This means that the letters will be available for viewing at the Board's offices and will be placed on the Board's website.

Interrogatories and Submissions

Board-approved intervenors or Board staff wishing information and material from NOTL that is in addition to the evidence filed with the Board and that is relevant to the hearing shall request it by written interrogatories filed with the Board and delivered to NOTL on or before **November 2, 2011**. NOTL shall file with the Board complete responses to the interrogatories and deliver them to all intervenors no later than **November 16, 2011**.

Written final submissions by an intervenor or Board staff must be filed with the Board, and copied to all other parties, by **November 30, 2011**. If NOTL wishes to respond to the submissions, its written response must be filed with the Board and delivered to all other parties by **December 12, 2011**.

YOUR PERSONAL INFORMATION IS TREATED DIFFERENTLY DEPENDING ON HOW YOU CHOOSE TO PARTICIPATE IN THE HEARING:

- **Intervenors** - everything you file with the Board, including your name and contact information, will be placed on the public record (i.e. the public file and the Board's website).
- **Letters of comment or observers** - the Board removes any personal (i.e. not business) contact information from the letter of comment or the request for observer status (i.e., address, fax number, phone number, and e-mail address of the individual), however, your name and the content of the letter of comment or of the request for observer status will become part of the public record.

Filing Information for Intervenor

If you already have a user ID, please submit your intervention request through the Board's web portal at <https://www.errr.ontarioenergyboard.ca>. Additionally, two paper copies must be submitted to the address set out below.

If you do not have a user ID, visit the Board's website under e-Filing Services and complete a user ID/password request form. For instructions on how to submit documents and naming conventions please refer to the RESS Document Guidelines found at <http://www.ontarioenergyboard.ca/OEB/Industry>, e-Filing Services.

The Board also accepts interventions by e-mail, at the address below. Additionally, two paper copies must be submitted to the address set out below. Those who do not have internet access are required to submit their intervention request on a CD in PDF format, along with two paper copies.

Need more information?

For more information on how to participate please go to the Board's website at <http://www.ontarioenergyboard.ca/OEB/Industry/Regulatory+Proceedings/Hearings/Participating+in+a+Hearing> or call the Board at 1-888-632-6273 (toll free).

How to Contact the Board or Niagara-on-the-Lake Hydro Inc.

Please reference Board file number EB-2011-0186 in the subject line of your e-mail or at the top of your letter. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. 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.

IMPORTANT

IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING A LETTER 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
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Attention: Board Secretary
Filings:

<https://www.errr.ontarioenergyboard.ca/>

E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

The Applicant:

Niagara-on-the-Lake Hydro Inc.
P.O. Box 460
8 Henegan Road
Virgil, ON L0S 1T0
Attention: Director of Corporate Services, Philip
Wormwell

E-mail: pwormwell@notlhydro.com
Tel: 905-468-4235 Ext. 380
Fax: 905-468-3861

DATED at Toronto, October 5, 2011

Ontario Energy Board

Original Signed By

Kirsten Walli
Board Secretary