

EB-2011-0339

ONTARIO ENERGY BOARD

IN THE MATTER OF sections 25.20 and 25.21 of the *Electricity Act, 1998*;

AND IN THE MATTER OF section 21 of the *Ontario Energy Board Act, 1998*;

AND IN THE MATTER OF a Submission by the Ontario Power Authority to the Ontario Energy Board for the review of its proposed expenditure and revenue requirements for the year 2012.

SUBMISSION FOR REVIEW

1. Pursuant to subsection 25.21(1) of the *Electricity Act, 1998* (the "Act"), the Ontario Power Authority ("OPA") seeks approval of its expenditure and revenue requirements and fees for 2012. At this time, though, the OPA's 2012-14 Business Plan has not been approved by the Minister of Energy (the "Minister"). Upon approval of the 2012-14 Business Plan by the Minister, the OPA will submit its proposed 2012 expenditure and revenue requirements and fees for approval by the Ontario Energy Board (the "Board").
2. Given that the 2012-14 Business Plan has not yet been approved, the OPA seeks the following interim order under subsection 21(7) of the *Ontario Energy Board Act, 1998*:
 - (1) approval to continue to charge the usage fee approved by the Board in EB-2010-0279 (\$0.551 per MWh) until the end of the month in which the Board makes a final order approving a usage fee for 2012;

- (2) approval to continue to charge registration fees of up to \$10,000 per proposal for electricity supply and capacity procurements, subject to any final order made by the Board in this proceeding;
 - (3) approval to continue to charge non-refundable application fees for the Feed-in-Tariff ("FIT") program of \$0.50/kW of proposed Contract Capacity, having a minimum of \$500 and to a maximum of \$5,000, subject to any final order made by the Board in this proceeding; and
 - (4) approval of such further or other interim relief as the Board may deem appropriate.
3. When the OPA's 2012 Business Plan has been approved by the Minister, the OPA will submit its proposed 2012 expenditure and revenue requirements and the final fees it proposes to charge for 2012 to the Board and will seek the following relief:
- (a) approval of the final usage fee and registration fees for 2012;
 - (b) approval of the OPA's net revenue requirement for 2012;
 - (c) approval of the OPA's proposed capital expenditures for 2012;
 - (d) approval of recovery through fees of any balance in the 2011 Forecast Variance Deferral Account;
 - (e) approval of the establishment of the 2012 Forecast Variance Deferral Account, and approval or continuation of such further or other deferral accounts as the Board may deem appropriate;
 - (f) approval of a mechanism (through the 2012 Forecast Variance Deferral Account or such other means as may be approved by the Board) to account for any difference between the interim

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DATED at Toronto, Ontario, this 20th of December, 2011.

ONTARIO POWER AUTHORITY

A handwritten signature in cursive script, appearing to read "Fred D. Cass", written in dark ink.

by its counsel in this proceeding
Fred D. Cass