



**EB-2011-0206**

**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  
Electric Corporation for an order or orders approving or  
fixing just and reasonable distribution rates and other  
charges, to be effective January 1, 2012.

**BEFORE:** Karen Taylor  
Presiding Member

Paula Conboy  
Member

## **DECISION AND ORDER ON COST AWARDS**

### **Background**

Whitby Hydro Electric Corporation ("Whitby"), a licensed distributor of electricity, filed an application with the Ontario Energy Board (the "Board") on September 30, 2011 under section 78 of the Ontario Energy Board Act, 1998, S.O. 1998, c. 15, (Schedule B), seeking approval for changes to the rates that Whitby charges for electricity distribution, to be effective January 1, 2012. The Board assigned the application file number EB-2011-0206.

The Vulnerable Energy Consumers Coalition ("VECC") was granted intervenor status and cost award eligibility in this proceeding in relation to Whitby's request for lost revenue adjustment mechanism recovery and revenue-to-cost ratio adjustments that go beyond the implementation of previous Board decisions.

The Board issued its Decision and Order on the application on December 22, 2011, in which it set out the process for VECC to file its cost claim and to respond to any objections raised by Whitby.

On January 19, 2012, the Board received VECC's cost claim. No objections were received from Whitby.

The Board has reviewed VECC's cost claim and finds that VECC is eligible for 100% of its reasonably incurred costs of participating in this proceeding. The Board finds that VECC's claim is reasonable and Whitby shall reimburse VECC for its costs.

**THE BOARD THEREFORE ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Whitby shall immediately pay the Vulnerable Energy Consumers Coalition the sum of \$1,629.26.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Whitby shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, February 16, 2012

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary