



*16984 Highway#12 P.O. Box 820
Midland Ontario L4R 4P4*

May 22, 2012

Ontario Energy Board
2300 Yonge Street
26th Floor
P.O. Box 2319
Toronto, Ontario
M4P 1E4

Attention: Ms. Kirsten Walli, Board Secretary

Dear Sirs:

Re: Midland Power Utility Corporation – Smart Metering Charge
Licence #ED 2002-0541; Board File No. EB-2012-0100/EB-2012-0211

In accordance with the Letter of Direction in regard to the above-noted matter, enclosed are two copies of the Affidavit proving website posting and providing materials for public viewing at our office.

Yours very truly,

MIDLAND POWER UTILITY CORPORATION

A handwritten signature in black ink, appearing to read 'Phil Marley', with a stylized flourish at the end.

PHIL MARLEY, CMA
President & CEO
Tel: (705)526-9362 ext 204
Fax: (705) 526-7890
E-mail: pmarley@midlandpuc.on.ca

IN THE MATTER OF the Distribution Licence of Midland Power Utility Corporation, Board File No. ED-2002-0541;

AND IN THE MATTER OF a Notice of Application in regard to the Independent Electricity System Operator in its capacity as the Smart Metering Entity – Smart Metering Charge, Board File No. EB-2012-0100/EB-2012-0211;

AFFIDAVIT

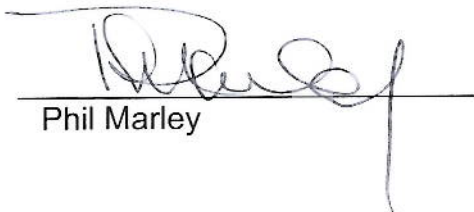
I, Phil Marley, of the Town of Midland, in the County of Simcoe,

MAKE OATH AND SAY AS FOLLOWS:

1. I am the President & Chief Executive Officer of the Midland Power Utility Corporation, and as such have knowledge of the matters hereinafter deposed to.
2. I verily believe a copy of the attached Notice of Application was posted on Midland Power Utility Corporation's website on the 18th day of May, 2012.
3. I verify believe a copy of the Application, the pre-filed evidence and any additional materials as they are developed for the Combined Proceeding was made available for public viewing at our office on the 18th day of May, 2012.

SWORN BEFORE ME at the
Town of Midland, in the
County of Simcoe, this 22nd
day of May, 2012

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Phil Marley


A COMMISSIONER, ETC.

KAREN GRANT
a Commissioner, etc., Province of Ontario,
for Rastin & Associates Professional Corporation
Barristers and Solicitors. Expires October 22, 2014.



EB-2012-0100
EB-2012-0211

**NOTICE OF APPLICATION BY THE SMART METERING ENTITY FOR APPROVAL
OF A SMART METERING CHARGE**

– AND –

**NOTICE OF PROCEEDING TO DETERMINE THE APPROPRIATE RECOVERY AND
ALLOCATION OF THE SMART METERING CHARGE**

In its role as the Smart Metering Entity ("SME"), the Independent Electricity System Operator ("IESO") is managing the development of the meter data management/repository ("MDM/R") to collect, manage, store and retrieve information related to the metering of customers' use of electricity in Ontario.

Determination of Smart Metering Charge ("SMC") – EB-2012-0100

The IESO, in its capacity as the SME has applied to the Ontario Energy Board (the "Board") for approval of a SMC of \$0.806 per Residential and General Service <50kW Customer per month which the IESO proposes to collect from all licensed electricity distributors ("Distributors") for the period July 1, 2012 to December 31, 2017. The SME also seeks approval of revenue adjustment mechanisms to manage fluctuations in costs and number of customers.

The application was filed on March 23, 2012 under subsections 78(2.1), (3.01), (3.0.2) and (3.0.3); Ontario Regulation 453/06 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B) (the "Act") and subsection 53.8(8) of the *Electricity Act, 1998*. The Board assigned File No. EB-2012-0100 to this application.

Determination of Appropriate Allocation and Recovery of SMC – EB-2012-0211

The SME's application proposes that once the amount of the SMC is determined, it be spread over the total number of smart meters expected to be deployed in recognition that the MDM/R provides a service that will benefit all end-use smart meter customers across Ontario and helps meet the province's conservation goals.

The Board has determined that it will hereby commence, pursuant to section 19 of the Act, a proceeding on its own motion to review the options for and ultimately determine the appropriate allocation and recovery of the SMC. The Board has given this proceeding File No. EB-2012-0211.

The Board intends to make a determination of the most appropriate methodology for the allocation and recovery of the SMC and therefore intends to order one or more parties to file evidence once it has determined the scope of the possible allocation and recovery methodologies.

Consolidation of Proceedings

Pursuant to its powers under section 21(5) of the Act the Board hereby combines the hearing of the SME application for the SMC with the Board's proceeding on its own motion to determine the appropriate recovery and allocation of the SMC.

The Board will proceed by way of a written or oral hearing, to be subsequently determined. The Board's decision in both EB-2012-0100 and EB-2012-0211 may have an effect on all ratepayers of the Province.

How to see the Independent Electricity System Operator's (SME) Application

To see a copy of the SME's application, go to the Consumer page of the Board's website and enter the case number EB-2012-0100 in the "Find an Application" box. A copy can also be seen at the Board's office and at the applicant's office at the addresses indicated below, or on the applicant's website www.ieso.com.

How to Participate

Comment

If you wish to give your opinion on the proceeding to the Board Members hearing the application, you are invited to send a written letter of comment to the Board no later than **30 days** after the publication or service date of this notice. A complete copy of your letter of comment, including your name, contact information, and the content of the letter, will be provided to the applicant and the Hearing Panel.

Observe

If you do not wish to actively participate in the proceeding but you do wish to receive documents issued by the Board, you may request observer status. Your written request

must be received by the Board no later than **10 days** from the publication or service date of this notice.

Personal Information in Letters of Comment and Observer Requests

All letters of comment or letters requesting observer status will be placed on the public record, which means that the letters can be seen at the Board's offices and will be available on the Board's website. Before placing the letters on the public record, the Board will remove any personal (i.e. not business) contact information from the letters (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 letter will become part of the public record. Please address your letter to the Board Secretary at the address below, and reference file numbers **EB-2012-0100/EB-2012-0211** at the top of your letter.

Intervene

If you wish to actively participate in the proceeding (e.g., submit questions, file argument), you may request intervenor status from the Board no later than **10 days** after the publication or service date of this notice. Instructions for requesting intervenor status are available on the Board's website at www.ontarioenergyboard.ca/participate. Everything an intervenor files with the Board, including the intervenor's name and contact information, will be placed on the public record, which can be seen at the Board's offices and will be available on the Board's website.

The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs and the grounds for your eligibility for costs. Requests for cost awards will be addressed in accordance with the Board's *Practice Direction on Cost Awards*. You must provide a copy of your letter of intervention to the Board with a copy to the IESO at the addresses below. The Board notes it is not yet in a position to determine what party or parties shall be assessed the costs of the EB-2012-0211 proceeding. The Board may ultimately determine that costs be borne by one or more of (1) the IESO (as SME), (2) Distributors, or (3) some other entity or entities depending on how the SMC is allocated and recovered. Therefore, the Board hereby places all parties on notice that a determination of the party or parties that shall be assessed costs will be made once the Board has heard and considered the record of this proceeding.

If you do not have internet access, please call 1-888-632-2727 to receive information about this proceeding and how to participate.

The Board

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
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

Independent Electricity System Operator
655 Bay Street, Suite 410
P.O. Box 1
Toronto ON M5G 2K4
Attention: Mr. Brian Rivard
Manager, Regulatory Affairs and Sector Policy
Analysis
E-mail: brian.rivard@ieso.ca
Tel: 905-855-6135
Fax: 905-855-6372

IMPORTANT

IF YOU DO NOT PARTICIPATE IN THE HEARING IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO ANY FURTHER NOTICE IN THE COMBINED PROCEEDING.

DATED at Toronto, May 18, 2012.

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary