



May 25<sup>th</sup>, 2012

Ms Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto ON M4P 1E4

Dear Ms. Walli,

Please find enclosed the original signed Affidavit, along with supporting material, confirming that NOTL Hydro has met the requirement, as per Ontario Energy Board *Letter of Direction* dated May 18<sup>th</sup> 2012, to post immediately on the Niagara-on-the-Lake Hydro website ([www.notlhydro.com](http://www.notlhydro.com)), the Notice of Application and Notice of Proceeding regarding the Independent Electricity System Operator, in its capacity as the Smart Meter Metering Entity, Smart Metering Charge, Board File Number EB-2012-0100/EB-2012-0211.

For certain, the Notice was posted on the Niagara-on-the-Lake Hydro website on May 22<sup>nd</sup>, 2012. Direct link to post:

<http://www.notlhydro.com/news/index.php?a=35>

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Huntingdon'.

Jim Huntingdon, President

enclosure

AFFIDAVIT as per Ontario Energy Board *Letter of Direction* dated May 18th, 2012. *Letter of Direction* originally signed by the Kirsten Walli, Board Secretary, Ontario Energy Board.

The undersigned is the President of Niagara-on-the-Lake Hydro Incorporated. The Notice of Application and Notice of Proceeding regarding the Independent Electricity System Operator, in its capacity as the Smart Meter Metering Entity, Smart Metering Charge, Board File Number EB-2012-0100/EB-2012-0211, was posted on the Niagara-on-the-Lake Hydro website ([www.notlhydro.com](http://www.notlhydro.com)), to meet requirements of the Ontario Energy Board direction to immediately have the Notice posted on our company's website.

Jim Huntingdon, President

By:  \_\_\_\_\_

Victoria Gillett, CDM Manager of Niagara-on-the-Lake Hydro Inc. Authorized Designee of Jim Huntingdon, President of Niagara-on-the-Lake Hydro Inc.

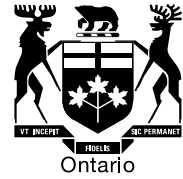
Sworn to before me this 25th day of May, 2012.

 \_\_\_\_\_  
Holly Dowd, Town Clerk

**HOLLY DOWD, Clerk**  
**a Commissioner, etc., for the Corporation**  
**of the Town of Niagara-on-the-Lake.**

**Ontario Energy  
Board**  
P.O. Box 2319  
27th. Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Telephone: 416- 481-1967  
Facsimile: 416- 440-7656  
Toll free: 1-888-632-6273

**Commission de l'énergie  
de l'Ontario**  
C.P. 2319  
27e étage  
2300, rue Yonge  
Toronto ON M4P 1E4  
Téléphone: 416- 481-1967  
Télécopieur: 416- 440-7656  
Numéro sans frais: 1-888-632-6273



**BY E-MAIL**

May 18, 2012

To: All Electricity Distributors  
The Electricity Distributors Association ("EDA")

**Re: Independent Electricity System Operator, in its capacity as the Smart  
Metering Entity  
Smart Metering Charge  
Board File Number EB-2012-0100/EB-2012-0211**

The Ontario Energy Board has now issued its Notice of Application and Notice of Proceeding ("the Notice") in the above noted matter.

Every licensed electricity distributors and the EDA are each directed:

1. To immediately have the Notice posted on your company's website;
2. To file with the Board affidavit evidence proving the above posting immediately upon completion; and
3. To immediately have copies of the Application, the pre-filed evidence and any additional materials as they are developed for the Combined Proceeding made available for public viewing at your offices.

Yours truly,

*Original Signed By*

Kirsten Walli  
Board Secretary

Encl.

c.c. Patrick Duffy, Stikeman Elliott LLP  
Richard King, Norton Rose LLP



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](http://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](http://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, 27<sup>th</sup> Floor  
Toronto ON M4P 1E4  
Attention: Board Secretary  
Filings:  
<https://www.errr.ontarioenergyboard.ca/>  
E-mail: [boardsec@ontarioenergyboard.ca](mailto: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](mailto: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