



EB-2007-0522

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 EnWin Utilities
Ltd., pursuant to section 78, of the *Ontario Energy Board
Act*, 1998, c. 15 (Schedule B) seeking approval to amend
electricity rates.

BEFORE: Paul Vlahos
Presiding Member

Paul Sommerville
Member

DECISION AND ORDER ON COST AWARDS

Background

On July 30, 2007, EnWin Utilities Ltd. ("EnWin") filed an application with the Ontario Energy Board (the "Board") under section 78 of the *Ontario Energy Board Act*, 1998, c.15 (Schedule B), for an order or orders approving or fixing just and reasonable rates for the distribution of electricity and other charges, to be effective August 1, 2007. The Board assigned file number EB-2007-0522 to the Application.

EnWin's application sought Board approval for its proposed distribution rates for the period August 1, 2007 to April 30, 2008. EnWin requested that the Board declare EnWin's current rates interim commencing August 1, 2007 with an implementation date for any approved adjustments of November 1, 2007.

Notice of Application was published on August 29, 2007. Two parties, the School Energy Coalition ("SEC") and Vulnerable Energy Consumers Coalition ("VECC"), filed requests for intervention, which were granted.

On September 14, 2007, the Board issued an interim Rate Order declaring EnWin's current distribution rates interim, effective August 1, 2007.

The Board issued Procedural Order No. 1 on September 20, 2007, to allow parties to seek further information by way of interrogatories. Interrogatories were served by Board staff, SEC and VECC on September 27, 2007. EnWin responded to interrogatories on October 12, 2007, and filed further information on October 23, 2007.

The Board issued its Decision on January 4, 2008, and directed parties to file their cost claims with the Board and EnWin no later than January 29, 2008. If EnWin had any comments concerning the claims, these concerns were to be forwarded to the Board and copied to all parties by February 12, 2008. Any responses to EnWin's comments were to be filed with the Board and EnWin by February 19, 2008.

Both SEC and VECC filed a cost claim with the Board and copied EnWin.

EnWin did not file comments opposing either cost claim.

The Board has reviewed the cost claims and finds VECC to be entitled to 100% of its reasonably incurred costs of participating in this proceeding whereas the cost claim from the SEC has been reduced to correct for an incorrectly applied billing tariff. The Board also finds the cost claims, as adjusted in the case of SEC, to be reasonable and approves them.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, EnWin shall immediately pay VECC its costs equal to \$2,441.10.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, EnWin shall immediately pay SEC its cost, as adjusted, equal to \$2,401.50.
3. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, EnWin shall immediately pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, April 8, 2008

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary