



EB-2012-0176

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 Westario Power Inc. for an order approving just and reasonable rates and other charges for electricity distribution to be effective May 1, 2013.

PROCEDURAL ORDER NO. 1
November 27, 2012

Westario Power Inc. (“WPI”) filed a complete application (the “Application”) with the Ontario Energy Board (the “Board”) on October 10, 2012 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 WPI charges for electricity distribution, to be effective May 1, 2013. The Board has assigned the application file number EB-2012-0176.

The Board issued a Notice of Application and Hearing dated October 22, 2012. The Vulnerable Energy Consumers Coalition (“VECC”), Energy Probe Research Foundation (“EP”) and School Energy Coalition (“SEC”) applied for intervenor status and cost eligibility. No objection was received.

The Board has determined that VECC, EP and SEC are granted intervenor status. The list of parties in this proceeding is attached as Appendix A to this procedural order. The Board has also determined that VECC, EP and SEC are eligible to apply for an award of costs under the Board’s *Practice Direction on Cost Awards*.

The Board has decided to make provision at this time for written interrogatories. The Board reminds parties that interrogatories must reference the pre-filed evidence and, in accordance with *Chapter 1 of the Filing Requirements for Transmission and Distribution*

Applications (“Filing Requirements”), parties must sort their interrogatories and responses by topics as outlined in the exhibits in the Filing Requirements. The Board encourages parties to use a continuous numbering system to facilitate subsequent referencing of the interrogatories. After its review of the responses, the Board will determine the next steps.

The Board considers it necessary to make provision for the following matters related to this proceeding. The Board may issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. Board staff and Intervenors shall request any information and material from WPI that is in addition to WPI’s pre-filed evidence with the Board, and that is relevant to the hearing, by written interrogatories filed with the Board and served to WPI on or before **December 17, 2012**.
2. WPI shall file with the Board complete written responses to the interrogatories and serve them to Intervenors on or before **January 21, 2013**.

All filings to the Board must quote the file number, EB-2012-0176, be made through the Board’s web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender’s name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Birgit Armstrong at

birgit.armstrong@ontarioenergyboard.ca and Board Counsel, Richard Lanni at richard.lanni@ontarioenergyboard.ca.

ADDRESS:

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, November 27, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

Appendix 'A'

To

Procedural Order No. 1

Westario Power Inc.

EB-2012-0176

Applicant and List of Intervenors

November 27, 2012

**Westario Power Inc.
EB-2012-0176**

APPLICANT & LIST OF INTERVENORS

November-27-12

APPLICANT

Rep. and Address for Service

Westario Power Inc.

Lisa Milne

Acting General Manager
Westario Power Inc.
24 Eastridge Road
R.R. 2
Walkerton, ON N0G 2V0

Tel: 519-507 6666
Fax: Not Provided
lisa.milne@westario.com

APPLICANT COUNSEL

Andrew Taylor

Andrew Taylor, Energy Law
120 Adelaide Street West
Suite 2500
Toronto ON M5H 1T1
Tel: 416-644-1568
Fax: 416-367-1954
ataylor@energyboutique.ca

INTERVENORS

Rep. and Address for Service

**Energy Probe Research
Foundation**

Randy Aiken

Aiken & Associates
578 McNaughton Ave. W.
Chatham ON N7L 4J6
Tel: 519-351-8624
Fax: 519-351-4331
randy.aiken@sympatico.ca

**Energy Probe Research
Foundation**

David MacIntosh

Case Manager
Energy Probe Research Foundation
225 Brunswick Avenue
Toronto ON M5S 2M6
Tel: 416-964-9223 Ext: 235
Fax: 416-964-8239

**Westario Power Inc.
EB-2012-0176**

APPLICANT & LIST OF INTERVENORS

November-27-12

DavidMacIntosh@nextcity.com

School Energy Coalition

Wayne McNally

SEC Coordinator
Ontario Public School Boards' Association
439 University Avenue
18th Floor
Toronto ON M5G 1Y8
Tel: 416-340-2540
Fax: 416-340-7571
wmcnally@opsba.org

Mark Rubenstein

Jay Shepherd Professional Corporation
2300 Yonge Street
Suite 806
Toronto ON M4P 1E4
Tel: 416-483-3300
Fax: 416-483-3305
mark.rubenstein@canadianenergylawyers.com

Jay Shepherd

Jay Shepherd Professional Corporation
2300 Yonge St.
Suite 806
Toronto ON M4P 1E4
Tel: 416-483-3300
Fax: 416-483-3305
jay.shepherd@canadianenergylawyers.com

**Vulnerable Energy
Consumers Coalition**

Michael Janigan

Counsel
Public Interest Advocacy Centre
One Nicholas Street
Suite 1204
Ottawa ON K1N 7B7
Tel: 613-562-4002 Ext: 26
Fax: 613-562-0007
mjanigan@piac.ca

**Westario Power Inc.
EB-2012-0176**

APPLICANT & LIST OF INTERVENORS

November-27-12

Mark Garner

Consultant
Econalysis Consulting Services
34 King Street East
Suite 1102
Toronto ON M5C 2X8
Tel: 647-408-4501
Fax: 416-348-0641
mgarner@econalysis.ca

Bill Harper

Econalysis Consulting Services
34 King Street East
Suite 1102
Toronto On M5C 2X8
Tel: 416-348 0193
Fax: Not Provided
bharper@econalysis.ca