



**PUBLIC INTEREST ADVOCACY CENTRE  
LE CENTRE POUR LA DÉFENSE DE L'INTÉRÊT PUBLIC**

**ONE Nicholas Street, Suite 1204, Ottawa, Ontario, Canada K1N 7B7**  
Tel: (613) 562-4002. Fax: (613) 562-0007. e-mail: [piac@piac.ca](mailto:piac@piac.ca). <http://www.piac.ca>

December 3, 2012

Michael Janigan  
Counsel for VECC  
(613) 562-4002x26

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge St.  
Toronto, ON  
M4P 1E4

**VIA MAIL and E-MAIL**

Dear Ms. Walli:

**Re: EB-2012-0112 - Canadian Niagara Power Inc. (CNPI)  
2013 Distribution Rate Application Draft Tariff of Rates and Charges**

As Counsel for the Vulnerable Energy Consumers Coalition (VECC), I am writing to provide VECC's comments on the Draft Rate Order circulated by CNPI on November 27, 2012.

VECC's comments are in to the respect to the quantum of Account 1562 (the PILS balance related to the Port Colborne service area) and as contemplated by the Board's Order of November 22, 2012.

VECC notes that the amendment to the Application made on August 27, 2012 sought to refund an amount of \$258,123 to the customers of the Port Colborne Service area. The subsequent draft rate order (DRO) suggests a total variance of \$231,291<sup>.34</sup> for the period ending April 15, 2002 (including interest). The DRO goes on to state that the interest payable for the period beginning April 16, 2002 to December 3, 2012 is \$120,992<sup>.18</sup> and that the total variance is a debit of \$334,283<sup>.57</sup>. This latter figure differs from a simple addition of the variance and interest (\$352,283<sup>.57</sup>).

VECC submits that CNPI should clarify the calculation of the total variance balance from that originally made on August 27, 2012 and show how the final variance with interest is calculated.

Yours truly,

Michael Janigan  
Counsel for VECC

cc CNPI – Doug Bradbury [doug.bradbury@cnpower.com](mailto:doug.bradbury@cnpower.com)  
OEB- Ljuba Djurdjevic - [ljuba.Djurdjevic@ontarioenergyboard.ca](mailto:ljuba.Djurdjevic@ontarioenergyboard.ca).  
OEB – Birgit Armstrong – [birgit.armstrong@ontarioenergyboard.ca](mailto:birgit.armstrong@ontarioenergyboard.ca)