



**PUBLIC INTEREST ADVOCACY CENTRE**  
**LE CENTRE POUR LA DEFENSE DE L'INTERET PUBLIC**

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January 4, 2013

**VIA E-Mail and Mail**

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
Suite 2701  
2300 Yonge Street  
Toronto ON  
M4P 1E4

Dear Ms Walli:

**Re: Application of the Electricity Distributors Association (EDA)  
Board File No.: EB-2012-0414**

We have attached the submissions of the Vulnerable Energy Consumers Coalition (VECC), with respect to the above-noted proceeding.

Yours truly,

A handwritten signature in black ink, appearing to be 'Michael Janigan', written over a horizontal line.

Michael Janigan  
Counsel for VECC

Cc: All Parties – EB-2011-0120 – via email

**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 the Electricity  
Distributors Association for a stay of the Board's September 13,  
2012 Decision and Order in EB-2011-0120, pending disposition of  
the EDA's appeal of the Decision and Order to the Superior Court  
of Justice (Divisional Court).

**Submissions of the Vulnerable Energy Consumers Coalition**

1. The Vulnerable Energy Consumers Coalition (VECC) was a participant intervenor in the proceeding EB 2011-0120 that gave rise to the order that is the subject of this application for a stay.
2. VECC's interest in this matter is three fold:
  - (a) Ratepayers should receive fair compensation for the use of ratepayer financed rate based assets that should be used to reduce revenue requirement;
  - (b) Public utility assets, where required and available for other public interest uses, should be provided for those uses in accordance with (a) and in keeping with the general public interest;
  - (c) The Board should be reluctant to forbear from regulation in circumstances where the marketplace may be incapable of providing an arrangement that meets objectives (a) and (b)
3. VECC has received and reviewed the submissions of Board Staff of January 4, 2013 in response to the within application, and concurs with the recitation of the facts and applicable law therein.
4. In the result, VECC requests that the Board should deny the request for a stay of the Board's Order in EB 2011-0120.

All of which is respectfully submitted.

Michael Janigan  
Counsel for VECC