



EB-2012-0112

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 Canadian
Niagara Power Inc. for an order approving or fixing just
and reasonable rates and other charges for the
distribution of electricity to be effective January 1, 2013.

BEFORE: Paula Conboy
Presiding Member

Cathy Spoel
Member

DECISION AND ORDER ON COST AWARDS
January 29, 2013

Background

Canadian Niagara Power Inc. ("CNPI") filed a cost of service application with the Ontario Energy Board (the "Board") on May 11, 2012. The application was filed under section 78 of the *Ontario Energy Board Act, 1998* (the "Act"), seeking approval for changes to the rates that CNPI charges for electricity distribution to be effective January 1, 2013.

On June 21, 2012, the Board issued its Procedural Order No. 1, granting the Energy Probe Research Foundation ("Energy Probe"), the School Energy Coalition ("SEC") and the Vulnerable Energy Consumers Coalition ("VECC") intervenor status and cost award eligibility.

On November 8, 2012, the Board approved the Proposed Settlement Agreement on all eligible issues. The only issue that the Board adjudicated in this proceeding was with respect to Account 1562 – Deferred Payment in Lieu of Taxes ("PILs").

On November 22, 2012, the Board issued its Decision and Order, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by CNPI.

On December 20, 2012, the Board issued its Rate Order.

The Board received cost claims from Energy Probe, SEC and VECC. No objections were received from CNPI.

Board Findings

The Board has reviewed the cost claims of Energy Probe, SEC and VECC and finds that each party is eligible for 100% of their reasonably incurred costs of participating in this proceeding.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Canadian Niagara Power Inc. shall immediately pay:
 - Energy Probe Research Foundation \$20,522.59;
 - School Energy Coalition \$18,494.00; and
 - Vulnerable Energy Consumers Coalition \$18,681.91.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, CNPI shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, January 29, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary