

IN THE MATTER OF the *Electricity Act*, 1998, s.33;

IN THE MATTER OF the *Ontario Energy Board Act 1998*,
Schedule B to the *Energy Competition Act*, 1998, S.O. 1998, c.15;

AND IN THE MATTER OF an Application made collectively by entities that have renewable energy supply procurement contracts with the Ontario Power Authority in respect of wind generation facilities for an Order revoking certain amendments to the market rules and referring the amendments back to the Independent Electricity System Operator for further consideration.

**NOTICE OF INTERVENTION
OF THE
SCHOOL ENERGY COALITION**

1. The School Energy Coalition applies for intervenor status in this proceeding.

General Interest of the Intervenor

2. The School Energy Coalition is a coalition established to represent the interests of all Ontario publicly-funded schools in matters relating to energy regulation, policy, and management. It is made up all seven of the major school-related organizations, representing all of the school boards, and all levels of school management, and through them representing the approximately 5000 schools and about 2 million students in Ontario. The primary goal of these organizations is to promote and enhance public education for the benefit of all students and citizens of Ontario.
3. The intervenor's members have a significant interest in the activities of regulated utilities and their affiliates in the province, due to the severe financial implications those activities have on school boards, their students and the people of the province of Ontario. Utility costs are one of the most significant cost pressures facing school boards. The cost of energy services to the intervenor's members is currently more than \$500 million, and has increased rapidly over the last five years. In addition, the intervenor's members have a strong interest in the promotion of a vibrant and growing renewable generation sector in the province, because of their interest in ensuring that environmentally sustainable and economically sound generation continues to be available in Ontario over the long term. School boards have for some years been in the forefront of sustainable energy practices and policies because sustainability is in the long term best interests of Ontario students.

Issues to be Addressed

4. SEC's intended participation will focus on the following issues:
 - (a) The potential effects on the renewable energy generation industry in Ontario of implementing the Market Rules amendments at issue; balanced against the impact on consumers and the electricity system of failure to implement the Market Rules amendments at issue;
 - (b) Protection of the interests of consumers with respect to prices and promotion of economic efficiency in the integration of renewable energy sources into the IESO-controlled grid;
 - (c) Generally to represent the interests of school boards and their students in this process.

The Intervenor's Intended Participation

5. The School Energy Coalition intends to participate in any pre-hearing procedures, including interrogatories or technical conferences, and settlement conferences. SEC also intends to participate in any oral hearing of this matter, and in written or oral submissions, as well as any other parts of the process that the Board should order.

Nature of Hearing Requested

6. SEC agrees an oral hearing is appropriate.

Counsel/Representative

7. The School Energy Coalition requests that a copy of all documents filed with the Board by each party to this proceeding be served on the Applicant, and on the Applicant's counsel, as follows:
 - (a) School Energy Coalition: (electronic copies only)

ONTARIO EDUCATION SERVICES CORPORATION
c/o Ontario Public School Boards Association
439 University Avenue, 18th Floor
Toronto, ON
M5G 1Y8

Attn: Wayne McNally, SEC Coordinator
Phone: 416 340-2540
Fax: 416 340-7571
Email: wmcnally@opsba.org

(b) School Energy Coalition's counsel: (both electronic and paper copies)

JAY SHEPHERD PROFESSIONAL CORPORATION

2300 Yonge Street, Suite 806

P.O. Box 2305

Toronto, Ontario, M4P 1E4

Attn: Mark Rubenstein

Phone: 416-483-3300

Fax: 416-483-3305

Email: mark.rubenstein@canadianenergylawyers.com

Attn: Jay Shepherd

Phone: 416-483-3300

Cell: 416-804-2767

Fax: 416-483-3305

Email: jay.shepherd@canadianenergylawyers.com

Costs

8. The School Energy Coalition intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. The School Energy Coalition has participated in many past natural gas and electricity proceedings in Ontario, including consultations, rate cases, and other processes and hearings, and has been found eligible to be paid its reasonably incurred costs in all of those proceedings.
9. The School Energy Coalition is eligible for a cost award because it "primarily represents the interests of consumers (e.g. ratepayers) in relation to regulated services". School boards are one of the largest groups of non-industrial energy consumers in the province, and their energy costs have a direct impact on the education of millions of Ontario children. The formation of the School Energy Coalition ensured that all representatives of the interests of schools participated jointly in OEB proceedings.
10. The School Energy Coalition is not ineligible by reason of any of the criteria contained in section 3.05 of the Practice Direction on Cost Awards.

Respectfully submitted on behalf of the School Energy Coalition this 4th day of February, 2013.

Jay Shepherd and Mark Rubenstein
Counsel for School Energy Coalition