



EB-2012-0031

**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 Hydro One  
Networks Inc. for an order or orders approving a  
transmission revenue requirement and rates and other  
charges for the transmission of electricity for 2013 and  
2014.

**BEFORE:** Paula Conboy  
Presiding Member

Cynthia Chaplin  
Vice Chair and Member

Emad Elsayed  
Member

**DECISION AND ORDER ON COST AWARDS**  
**July 16, 2013**

**Background**

Hydro One Networks Inc. (“Hydro One”) filed an application with the Board on May 28, 2012. The application was filed under section 78 of the Act, seeking approval for changes to its 2013 and 2014 transmission revenue requirement and for changes to the provincial uniform transmission rates charged for electricity transmission, to be effective January 1, 2013 and January 1, 2014.

On July 12, 2012, the Board issued Procedural Order No. 1, granting the Association of Major Power Consumers in Ontario (“AMPCO”), Association of Power Producers in Ontario (“APPPrO”), Consumers Council of Canada (“CCC”), Canadian Manufacturers and Exporters (“CME”), Energy Probe, London Property Management Association (“LPMA”), Pollution Probe, School Energy Coalition (“SEC”) and Vulnerable Energy Consumers Coalition (“VECC”) intervenor status and cost award eligibility.

On June 26, 2012, the Building Owners and Managers Association, Greater Toronto (“BOMA”) sought intervenor status and cost award eligibility in the proceeding. On October 1, 2012, the Board issued its Decision and Order on Confidentiality and Procedural Order No.3 approving BOMA’s request.

In a letter dated October 23, 2012, Pollution Probe stated that it did not wish to continue to participate in EB-2012-0031 and was withdrawing from this proceeding.

A Settlement Conference was held in which parties achieved settlement on all but one issue, namely Issue #23 from the approved Issues List: “What is the appropriate level for Export Transmission Rates in Ontario?”. Export Transmission Service (“ETS”) rates are charged to customers using the transmission system to export and wheel-through transactions at the point of interconnection with neighbouring markets. The Independent Electricity System Operator (“IESO”) collects and remits the ETS revenue on a monthly basis to Hydro One as a revenue offset used to reduce transmission rates paid by domestic customers.

The Settlement Proposal was approved by the Board in an oral decision on November 8, 2012. On December 7, 2012 the Board issued a Decision on Interim Rates and Procedural Order #10, declaring Hydro One’s current ETS rate of \$2.00/MWh final as of January 1, 2013 until such time as the Board makes its decision in this proceeding.

The Board issued a rate order on December 20, 2012, approving the Ontario Uniform Transmission Rates, effective January 1, 2013.

On February 25 and 26, 2013 the Board held an oral hearing on the ETS rate issue.

On June 6, 2013, the Board issued its Decision and Order on 2013 ETS rates, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Hydro One.

Cost claims were submitted by APPrO, BOMA, Energy Probe and LPMA by the June 13, 2013 deadline specified in the Decision and Order. CCC, SEC and VECC submitted their cost claims on June 14, 2013, AMPCO on June 15 and CME on June 25, 2013.

### Board Findings

The Board has reviewed all the cost claims. The Board accepts the cost claims filed by AMPCO, CCC, CME, SEC and VECC notwithstanding the late filing.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The claims of APPrO and CME each require a minor reduction due to failure to comply with the government's *Travel, Meal and Hospitality Expenses Directive* and HST charge. The Board finds that the claims of AMPCO, BOMA, CCC, Energy Probe, LPMA, SEC and VECC and the adjusted claims of APPrO and CME are reasonable and each of these claims shall be reimbursed by Hydro One.

### THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the Ontario *Energy Board Act, 1998*, Hydro One shall immediately pay the following amounts to the intervenors for their costs:

- Association of Major Power Consumers in Ontario \$88,052.68;
- Association of Power Producers in Ontario \$262,929.05;
- Building Owners and Managers Association \$33,872.87;
- Canadian Manufacturers and Exporters \$48,519.52;
- Consumers Council of Canada \$63,877.77;
- Energy Probe \$39,462.94;
- London Property Management Association \$20,658.66;
- School Energy Coalition \$43,528.00; and
- Vulnerable Energy Consumers Coalition \$51,703.91.

2. Pursuant to section 30 of the Ontario *Energy Board Act, 1998*, Hydro One shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, July 16, 2013.

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary