



**EB-2013-0061**

**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 Ontario  
Power Generation Inc. for approval, pursuant to Part 1,  
Paragraph 5.2 of Ontario Power Generation Inc.'s  
Generation Licence EG-2003-0104, of a Reliability Must-  
Run Agreement for the Thunder Bay Generating Station  
between Ontario Power Generation Inc. and the  
Independent Electricity System Operator.

**BEFORE:** Paula Conboy  
Presiding Member

Peter Noonan  
Member

## **DECISION AND ORDER ON COST AWARDS**

**September 23, 2013**

### **Background**

Ontario Power Generation Inc. ("OPG") filed an application on March 1, 2013 with the Ontario Energy Board (the "Board") seeking approval of a reliability must-run agreement entered into with the Independent Electricity System Operator in relation to one of the two 153 MW coal-fired units at OPG's Thunder Bay generating station. The application was made under section 5 of OPG's generation licence, which requires that any reliability must-run ("RMR") agreement be approved by the Board prior to its implementation.

On April 19, 2013, the Board issued its Decision on Intervenor Status and Cost Eligibility, granting the Building Owners and Managers Association (“BOMA”), Canadian Manufacturers & Exporters (“CME”), Energy Probe Research Foundation (“Energy Probe”), Northwestern Ontario Associated Chambers of Commerce (“NOACC”) and Vulnerable Energy Consumers Coalition (“VECC”) intervenor status and cost award eligibility.

On July 25, 2013, 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 OPG.

The Board received cost claims from BOMA, CME, Energy Probe, NOACC and VECC. No comments were received from OPG.

### **Board Findings**

The Board has reviewed the cost claims of BOMA, CME, Energy Probe, NOACC and VECC.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The claim of NOACC requires a minor reduction due to lack of receipts for courier, telephone and postage charges. The Board finds that the claims of BOMA, CME, Energy Probe and VECC and the adjusted claim of NOACC are reasonable and each of these claims shall be reimbursed by OPG.

### **THE BOARD THEREFORE ORDERS THAT:**

1. Pursuant to section 30 of the Ontario *Energy Board Act, 1998*, OPG shall immediately pay the following amounts to the intervenors for their costs:
  - Building Owners and Managers Association \$2,947.61;
  - Canadian Manufacturers & Exporters \$6,248.62;
  - Energy Probe Research Foundation \$11,973.26;
  - Northwestern Ontario Associated Chambers of Commerce \$19,606.86; and
  - Vulnerable Energy Consumers Coalition \$2,058.01.

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

**DATED** at Toronto, September 23, 2013.

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary