

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 by Ontario Power
Generation for an Order or Orders approving the payment amounts
with respect to its prescribed facilities for 2014 and 2015.

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 annual cost of energy services to the intervenor's members is currently more than \$500 million.

Issues to be Addressed

4. SEC's participation will focus on the following issues:
 - (a) The revenue requirement for each of the components of the Applicant's prescribed generation activities, and for the operations of the Applicant as a whole, including operating costs, cost of capital, depreciation, taxes/PILs, and all other costs;
 - (b) The capital spending proposals by the Applicant;

- (c) The terms and impacts of all existing and new deferral or variance accounts, and other mechanisms to adjust the cost and risk of the Applicant's activities;
- (d) The strategies proposed by the Applicant to control costs in the Test Period, and any proposals to invest in cost minimization initiatives in the Test Period with a view to future benefits;
- (e) The prudence of past capital spending, to the extent that it has not previously been approved by the Board;
- (f) The costs and risks borne by the Applicant relative to the Bruce lease;
- (g) The amount and calculation of all present and future obligations and benefits, including the impact of those obligations on current and future payment amounts;
- (h) The calculation of the payment amounts, including any proposals for mitigation or adjustment; and
- (i) 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. Until interrogatories have been answered, we believe it is premature to assess whether a written or an oral hearing is more appropriate in this proceeding.

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 intervenor, and on the intervenor's counsel and consultant, 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 co-counsel and consultant: (both electronic and paper copies for each)

JAY SHEPHERD PROFESSIONAL CORPORATION

2300 Yonge Street, Suite 806
P.O. Box 2305
Toronto, Ontario, M4P 1E4

Attn: Jay Shepherd
Phone: 416-483-3300
Cell: 416-804-2767
Fax: 416-483-3305
Email: jay.shepherd@canadianenergylawyers.com

Attn: Mark Rubenstein
Phone: 416-483-3300
Fax: 416-483-3305
Email: mark.rubenstein@canadianenergylawyers.com

MARK GARNER, Consultant

2300 Yonge Street, Suite 806
P.O. Box 2305
Toronto, Ontario, M4P 1E4

Phone: 647-408-4501
Fax: 416-483-3305
Email: markgarner@rogers.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 28th day of November 2013.

Jay Shepherd
Counsel for School Energy Coalition