

**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 Kitchener  
Wilmot Hydro Inc. for an order approving or fixing just and  
reasonable distribution rates effective January 1, 2014.

**AND IN THE MATTER OF** a Motion to Review and Vary by  
School Energy Coalition pursuant to the Ontario Energy  
Board's *Rules of Practice and Procedure* for a review of the  
Board's Decision and Order in proceeding EB-2013-0147.

**NOTICE OF MOTION TO VARY  
AND PROCEDURAL ORDER NO. 1  
May 1, 2014**

The School Energy Coalition ("SEC") filed with the Ontario Energy Board (the "Board") on April 3, 2014 a motion for request to review and vary (the "Motion") the Board's Decision and Order dated March 20, 2014 in EB-2013-0147 (the "Decision") in respect of Kitchener-Wilmot Hydro Inc.'s ("KWHI's") cost of service application for rates to be effective January 1, 2014. The Board has assigned the Motion file number EB-2014-0155.

The Motion seeks a review and variance of the Decision in which the Board determined that "in the absence of previous direction by the Board to undertake a lead/lag study; the Board does not find it necessary to consider whether any WCA other than the default 13% used by KWHI is more appropriate in this Application."

The Board has determined that the most expeditious way of dealing with this Motion is to consider concurrently the threshold question of whether the matter should be reviewed, as contemplated in the Board's *Rules of Practice and Procedure*, and the merits of the Motion. The Board will proceed by way of a written hearing.

The Board notes that SEC, in filing of its Motion on April 3, 2014, also provided a copy by e-mail to KWHI, the Vulnerable Energy Coalition of Canada ("VECC"), Energy

Probe Research Foundation (“Energy Probe”) and Board staff (collectively referred to as the “Parties”).

KWHI filed a letter in response to SEC’s Motion on April 14, 2014 and copied it to the Parties.

**THE BOARD ORDERS THAT:**

1. SEC shall file with the Board and deliver to KWHI, VECC, Energy Probe and Board Staff any additional material in support of the Motion by no later than May 12, 2014.
2. KWHI, VECC, Energy Probe and Board staff may file written submissions with the Board and deliver them to SEC no later than May 22, 2014.
3. SEC may file a written reply submission with the Board and deliver it to all Parties no later than June 2, 2014.

All filings to the Board must quote the file number, EB-2014-0155, be made through the Board’s web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender’s name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Keith Ritchie at [keith.ritchie@ontarioenergyboard.ca](mailto:keith.ritchie@ontarioenergyboard.ca) and Board Counsel, Maureen Helt at [maureen.helt@ontarioenergyboard.ca](mailto:maureen.helt@ontarioenergyboard.ca).

**ADDRESS**

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**DATED** at Toronto, **May 1, 2014**

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary