

**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 Horizon Utilities  
Corporation for an Order or Orders approving just and reasonable  
distribution rates and other service charges for the distribution of  
electricity, effective January 1, 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 cost of energy services to the intervenor's members is currently more than \$500 million.

**Issues to be Addressed**

4. SEC's intended participation will focus on the following issues:
  - (a) The proposed costs and offsets for each of the five relevant years, the resulting revenue requirement, the forecast of revenues, and the resulting deficiency;
  - (b) Benchmarking of all forecasts and past performance;

- (c) Customer engagement and customer preferences, including the value proposition offered by the Applicant to ratepayers in the Application;
- (d) Past and proposed productivity initiatives, and the track record and future ability of the Applicant to achieve sustainable efficiency improvements;
- (e) Management of the distribution system and related assets, including responsiveness to customers, government, and other stakeholders;
- (f) The cost allocation and rate design proposed for the collection of the revenue requirement and deficiency from customers;
- (g) All requests for creation and/or clearance of deferral accounts, and all other components of the Application; and
- (h) Generally to represent the interests of school boards and their students in this process.

#### **The Intervenor's Intended Participation**

- 4. 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.
- 5. SEC has not yet determined whether it will be necessary for SEC or its members to file evidence in this proceeding, either alone or jointly with other parties.

#### **Counsel/Representative**

- 6. 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, as follows:

- (a) School Energy Coalition: (electronic copies only)

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

Attn: **Wayne McNally, SEC Coordinator**  
Phone: 416 340-2540  
Fax: 416 340-7571  
Email: [wmcnally@opsba.org](mailto:wmcnally@opsba.org)

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

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](mailto:jay.shepherd@canadianenergylawyers.com)

(c) School Energy Coalition's co-counsel Mark Rubenstein: (electronic copies only)

[same address]

**Mark Rubenstein**  
Phone: 416-483-3300  
Fax: 416-483-3305  
Email: [mark.rubenstein@canadianenergylawyers.com](mailto:mark.rubenstein@canadianenergylawyers.com)

**Costs**

7. 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.
8. 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.
9. 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 14<sup>th</sup> day of May 2014.

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Jay Shepherd  
Counsel for School Energy Coalition