



**EB-2013-0268**

**IN THE MATTER OF** the *Ontario Energy Board Act*  
1998, S.O.1998, c.15, (Schedule B);

**AND IN THE MATTER OF** section 99 of the Act;

**AND IN THE MATTER OF** an application by  
Dufferin Wind Power Inc. for authority to  
expropriate interests in certain lands for the  
purpose of constructing a new transmission line  
and associated facilities.

**BEFORE:** Ken Quesnelle  
Presiding Member and Vice Chair

Peter Noonan  
Member

**DECISION AND ORDER ON COST AWARDS**  
**June 19, 2014**

**Background**

Dufferin Wind Power Inc. ("DWPI") has applied to the Ontario Energy Board under section 99 of the *Ontario Energy Board Act* (the "Act") for authority to expropriate interests in certain lands. The purpose of the expropriation is to allow DWPI to implement an authorization granting it leave to construct an electrical transmission line and associated facilities, in order to connect its planned Dufferin Wind Farm to the provincial power grid.

On October 30, 2013, the Board issued Procedural Order No. 1 and determined that all intervenors who are owners of lands that are subject to expropriation in this proceeding were eligible for an award of costs under the Board's *Practice Direction on Cost Awards*.

On May 1, 2014, the Board issued its Decision and Order, in which it set out the process for intervenors to file their cost claims, for DWPI to object to the claims and for intervenors to respond to any objections raised by DWPI.

The Board received a cost claim from Mr. Marc Atkinson. No objection was received from DWPI.

### **Board Findings**

The Board has reviewed Mr. Atkinson's cost claim. The Board finds that Mr. Atkinson is eligible for 100% of its reasonably incurred costs for participating in this proceeding. The submitted claim requires a minor reduction to comply with the government's *Travel, Meal and Hospitality Expenses Directive*. The Board finds that Mr. Atkinson's adjusted claim is reasonable and shall be reimbursed by DWPI.

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

1. Pursuant to section 30 of the Ontario *Energy Board Act, 1998*, DWPI shall immediately pay Mr. Atkinson \$14,993.45.
2. Pursuant to section 30 of the Ontario *Energy Board Act, 1998*, DWPI shall pay the Board's costs of and incidental to this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, June 19, 2014

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary