

October 30, 2017

**VIA EMAIL TO: Registrar@oeb.ca
AND PUROLATOR COURIER**

MS. KIRSTEN WALLI
BOARD SECRETARY
ONTARIO ENERGY BOARD
P O BOX 2319
2300 YONGE STREET
SUITE 2700
TORONTO ON M4P 1E4

Dear Ms. Walli:

**Re: EB-2017-0025 – Algoma Power Inc.
Notice of Intervention of Algoma Coalition
Our File No.: 12524-12**

Enclosed please find the Notice of Intervention of Algoma Coalition with respect to the above-noted matter.

We confirm that two hard copies of the aforementioned Notice of Intervention will be sent to you under separate cover by courier to your attention.

A copy of the Notice is also being forwarded by email to the Applicant.

Yours very truly,
WISHART LAW FIRM LLP



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Enclosures

Email to:

Mr. Greg Beharriell
Manager, Regulatory Affairs
Algoma Power Inc. regulatoryaffairs@fortisontario.com

Christopher Wray

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

AND IN THE MATTER OF an application by Algoma Power Inc. for an Order or Orders pursuant to Section 78 of the *Ontario Energy Board Act, 1998* approving or fixing just and reasonable rates, Rural and Remote Rate Protection funding and other service charges for the distribution of electricity.

**NOTICE OF INTERVENTION
OF THE
ALGOMA COALITION**

**TO: MS. KIRSTEN WALLI
BOARD SECRETARY**

AND

**TO: THE APPLICANT
GREG BEHARRIELL, P.ENG.
MANAGER, REGULATORY AFFAIRS
ALGOMA POWER INC.
1130 BERTIE ST., P.O. BOX 1218
FORT ERIE ON L2A 5Y2
PHONE: 905-871-0330, Ext. 3278
Email: regulatoryaffairs@fortisontario.com**

1. The Algoma Coalition (the "Coalition") applies for intervenor status in this proceeding.
2. The Coalition has been granted intervenor status in numerous Board proceedings including:
 - EB-2001-0152;
 - EB-2005-0241;
 - EB-2007-0647/649/650/651/652;
 - EB-2009-0278;
 - EB-2014-0055;
 - EB-2015-0051 and;
 - EB-2016-0050
3. The Coalition will be seeking recovery of its costs reasonably incurred in the course of its intervention in this matter.

4. In all the above-noted proceedings, except EB-2016-0050, the Coalition was granted eligibility to be paid its reasonably incurred costs. It will be noted that, in the Board's decision on cost eligibility in EB-2016-0050, the Board distinguished that proceeding from those like the present on the basis that it was not a distribution rates case, but rather a sale of the shares of a regulated transmitter to another.
5. Further, as the Board stated in its decision to grant cost award eligibility to the Coalition in EB-2015-0051, the last distribution rates application by Algoma Power Inc., "[t]he OEB is satisfied that the Coalition indirectly represents ratepayers and requires cost awards to provide submissions, representing interests that would otherwise not be heard".
6. The Board's above-noted statement in EB-2015-0051 continues to hold true and, accordingly, the Coalition proposes to intervene to ensure fair representation of all ratepayer interests in the present proceeding to assist the Board in making a just decision.
7. Moreover, pursuant to the terms of a settlement agreement in EB-2014-055, the Coalition submits that it has participated in a subsequent stakeholder meeting with Algoma Power Inc. and has significant ongoing interest and involvement with the workings of Algoma Power Inc.
8. The Coalition intends to participate in any pre-hearing procedures, including interrogatories or technical conferences, and settlement conferences. The Coalition 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.
9. The Coalition is of the opinion that an oral hearing should take place in this matter.
10. The 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:

The Algoma Coalition c/o its member liaison: (electronic copies only)

Mr. Christopher Wray

The Corporation of the Township of Wawa

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Wawa, On P0S 1K0

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The Coalition's counsel: (both electronic and paper copies)

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The Coalition's consultant: (electronic copies only)

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All of which is respectfully submitted on behalf of the Algoma Coalition, this 30th day of October, 2017.

PER: 

J. PAUL R. CASSAN

TIM J. HARMAR

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Lawyers for the Algoma Coalition