



BY EMAIL and RESS

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Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

March 24, 2018
Our File: EB20170039

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2017-0039 – Essex Powerlines Corporation – SEC Interrogatories

We are counsel to the School Energy Coalition (“SEC”). Pursuant to Procedural Order No.2, please find SEC’s interrogatories on the unsettled issue.

Yours very truly,
Shepherd Rubenstein P.C.

Original signed by

Mark Rubenstein

cc: Wayne McNally, SEC (by email)
Applicant and Intervenors (by email)

ONTARIO ENERGY BOARD

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

AND IN THE MATTER OF an application by Essex Powerlines Corporation to the Ontario Energy Board for an Order or Orders approving or fixing just and reasonable rates and other service charges for the distribution of electricity as of May 1st, 2018.

INTERROGATORIES

ON BEHALF OF THE

SCHOOL ENERGY COALITION

9-SEC-43

[9.9-Staff-80] Does the Applicant agree that Table 9 of the Audit Report accurately represents the impacts of the various dispositions that have been made? If not, please explain in detail in which ways the table is incorrect and what the appropriate calculations should be.

9-SEC-44

[9.9-Staff-80] With respect to the unsettled issue:

- a. Please confirm that in EB-2011-0166 (2012 IRM), the Board approved disposition of the Group 1 DVA accounts, excluding holding accounts (1590 and 1595), which resulted in a refund of \$3.3M to all non-RPP customers, and a collection of \$1.5M from all customers.
- b. Please confirm that the disposition referred to in part (a) was done on a final basis.
- c. Please confirm that in EB-2013-0128 (2014 IRM), the Board approved disposition of the Group 1 DVA accounts, excluding holding accounts (1590 and 1595), which resulted in a refund to non-RPP customers of \$8.8M and a collection of \$5.7M from all customers.
- d. Please confirm that the Applicant, in seeking disposition of the Group 1 DVA accounts referenced in part (c), erroneously included a duplicate disposition that was referenced in part (a).
- e. Please confirm that the disposition referred to in part (c) was done on a final basis.
- f. Please confirm that in EB-2014-0301/0072 (2014 IRM), the Board approved disposition of the Group 1 DVA accounts, excluding holding accounts (1590 and 1595), which resulted in recovery of \$4.4M from all non-RPP customers, and a refund of \$3.7M to all customers.
- g. Please confirm that the Applicant, in seeking disposition of the Group 1 DVA accounts referenced in part (f), included a collection from non-RPP customers of \$3.3M and a refund to all customers of \$1.5M, so as to off-set the issue identified in part (d).
- h. Please confirm that the disposition referred to in part (f) was done on an interim basis.
- i. If any aspect of parts (a)-(h) is not confirmed, please explain what aspects the Applicant disputes.

9-SEC-45

[Chronology, para 3] Does the Applicant agree that it made adjustments to deferral and account balances that had previously been approved for disposition on a final basis? If so, please explain how that does not constitute retroactive ratemaking.

9-SEC-46

[Chronology, para. 2-5] Please explain step by step how the “overpayment” occurred.

9-SEC-47

Please explain which findings contained in the Process and Controls Audit are relevant to errors that caused the “overpayment”, and what processes and controls have subsequently been put in place to ensure a similar error does not occur again.

9-SEC-48

If the Board decides the adjustment made to correct the “overpayment” was impermissible and required the Applicant to refunded/collect the amount by way of a separate rate riders, please provide the forecast riders for each rate class.

Respectfully submitted on behalf of the School Energy Coalition this May 24th, 2018.

Original signed by

Mark Rubenstein
Counsel for the School Energy
Coalition