



**BY EMAIL and RESS**

**Jay Shepherd**  
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Direct: 416-804-2767

October 12, 2018  
Our File No. 20180236

Ontario Energy Board  
2300 Yonge Street  
27<sup>th</sup> Floor  
Toronto, Ontario  
M4P 1E4

**Attn: Kirsten Walli, Board Secretary**

Dear Ms. Walli:

**Re: EB-2018-0236 – Veridian/Whitby MAADs – Late Intervention Request**

We are counsel for the School Energy Coalition (“SEC”). We have attached our Notice of Intervention in this matter, and request that the Board accept this as a late intervention.

While SEC was aware that this application was coming, and had in fact been reviewing the background materials, we were not aware that it had been filed. We only found out when we saw PO#1 today.

SEC understands that, if we are accepted as intervenors, we accept the record to date.

All of which is respectfully submitted.

Yours very truly,

**SHEPHERD RUBENSTEIN PROFESSIONAL CORPORATION**

A handwritten signature in black ink, appearing to read "Jay Shepherd", is written over a light blue horizontal line.

Jay Shepherd

cc: Wayne McNally, SEC (email)  
Interested Parties

**ONTARIO ENERGY BOARD**

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

**AND IN THE MATTER OF** an Application filed pursuant to sections 18, 60, 77(5) and 86(1)(c) and 86(2)(b) of the *Ontario Energy Board Act, 1998* for the approvals and ancillary relief necessary to effect the amalgamation of Veridian Connections Inc. and Whitby Hydro Electric Corporation, to form one single electricity distributor referred to in the Application as “LDC Mergeco”.

**NOTICE OF INTERVENTION**

**OF THE**

**SCHOOL ENERGY COALITION**

1. The School Energy Coalition (“SEC”) applies for intervenor status in this proceeding.
1. SEC is a frequent intervenor in Board proceedings. Our current Annual Filing can be found on the Board’s website, here:  
<http://www.rds.oeb.ca/HPECMWebDrawer/Record/589545/File/document>
2. The School Energy Coalition intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. SEC 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.

**Issues to be Addressed**

3. SEC’s intended participation will focus on the following issues:
  - a. The impact of the proposed transactions on the ratepayers of both utilities, in both the short and long term, including application of the “no harm” test, and whether the proposed rates going forward are just and reasonable;
  - b. The consistency of the proposed transactions, including proposed conditions and related activities, with the Board’s policies and guidelines, including recent decisions of the Board in other cases;
  - c. If the application is granted, in full or in part, what conditions should the Board approve; and
  - d. Generally to represent the interests of school boards and their students in this process.

**The Intervenor's Intended Participation**

4. SEC 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.

**Nature of Hearing Requested**

5. Until interrogatories have been answered, we believe it is premature to assess whether a written or an oral hearing is more appropriate in this proceeding.

**Counsel/Representative**

6. SEC 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, 18th 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. SEC's counsel: (both electronic and paper copies)

**SHEPHERD RUBENSTEIN PROFESSIONAL CORPORATION**  
2200 Yonge Street, Suite 1302  
Toronto, Ontario, M4S 2C6

Attn: Jay Shepherd  
Phone: 416-804-2767  
Fax: 416-483-3305  
Email: [jay@shepherdrubenstein.com](mailto:jay@shepherdrubenstein.com)

with an electronic copy to:

Attn: Mark Rubenstein  
Phone: 647-483-0113  
Email: [mark@shepherdrubenstein.com](mailto:mark@shepherdrubenstein.com)

Respectfully submitted on behalf of the School Energy Coalition this October 12, 2018.

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Jay Shepherd  
Counsel for the School Energy Coalition