



Ontario Energy Board Commission de l'énergie de l'Ontario

DECISION AND ORDER ON COST AWARDS

EB-2017-0335

ANWAATIN INC.

**Motion to review and vary the Decision and Order dated
November 1, 2017 (EB-2016-0160)**

BEFORE: Cathy Spoel
Presiding Member

Allison Duff
Member

October 19, 2018

INTRODUCTION AND SUMMARY

This is a decision of the Ontario Energy Board (OEB) on cost claims filed with respect to the Anwaatin Inc. (Anwaatin) motion proceeding.

On October 18, 2017 Anwaatin filed a Notice of Motion to Review and Vary the OEB's decision in the EB-2016-0160 proceeding.¹ The notice was filed with the OEB in accordance with Rules 40 and 42 of the OEB's *Rules of Practice and Procedure*.

On August 23, 2018, the OEB issued its Decision and Order with respect to the motion, in which it set out the process for intervenors to file their cost claims, for Hydro One Networks Inc. file any objection to the claims, and for intervenors to respond to any such objections.

The OEB received cost claims from Anwaatin, School Energy Coalition (SEC) and Vulnerable Energy Consumers Coalition (VECC). No objections were received from Hydro One Networks Inc.

Findings

The OEB has reviewed the claims filed to ensure that they are compliant with the OEB's *Practice Direction on Cost Awards*.

The OEB approves the claims of SEC and VECC as filed.

For the Anwaatin claim, the OEB is reducing the number of hours claimed for oral hearing preparation time and oral hearing attendance.

The OEB finds the claim of 67.2 hours for oral hearing preparation to be excessive, given that written arguments and related materials had already been filed, and the purpose of the oral hearing was for the panel to ask questions on those materials. Accordingly, the OEB reduces Mr. Ferguson's claimed oral hearing preparation hours to 30 hours (from 53.4 hours).

The OEB finds the claim of 16 hours for oral hearing attendance to be excessive, given it was a half-day hearing. In addition, OEB practice is to allow claims for attendance by only one representative per organization.² Accordingly, the OEB reduces Ms.

¹ EB-2016-0160 Decision and Order, issued November 1, 2017

² Practice Direction, section 8.03

DeMarco's claimed oral hearing attendance to 5 hours (from 10 hours) and disallows Mr. Ferguson's claimed oral hearing attendance of 6 hours.

The OEB finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The OEB finds that the claims of SEC and VECC are reasonable as are the adjusted claim of Anwaatin and each of these cost claims shall be reimbursed by the Hydro One Networks Inc.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Hydro One Networks Inc. shall immediately pay the following amounts to the intervenors for their costs:
 - Anwaatin Inc. \$67,250.74
 - School Energy Coalition \$2,884.89
 - Vulnerable Energy Consumers Coalition \$4,227.95
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Hydro One Inc. shall pay the OEB's costs of, and incidental to, this proceeding immediately upon receipt of the OEB's invoice.

DATED at Toronto October 19, 2018

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary