



**BY EMAIL and RESS**

**Jay Shepherd**  
jay@shepherdrubenstein.com  
Direct: 416-804-2767

November 23, 2018  
Our File No. 20180016

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-2018-0016 – Alectra 2019 Rates**

We are counsel for the School Energy Coalition ("SEC"). Pursuant to Procedural Order #3 in this matter, this letter constitutes SEC's submissions on "no-costs" issues.

In general, SEC has deferred to OEB Staff on these issues, as the Board's instructions to intervenors directed. We have not done a detailed review, and cannot comment on the positions of the Applicant or OEB Staff.

We note the commentary from OEB Staff on the interaction between the capitalization policy change and the CIVA. In our view, until the capitalization policy issues in the Horizon RZ, and particularly how they interact with the ESM, are fully resolved in all respects, the Board should defer consideration of the amount of the 2017 CIVA addition, if any.

This may not come up in the hearing or subsequent submissions. If it doesn't the OEB Staff submissions are still available to the Board. If, on the other hand, the resolution of the capitalization policy/ESM matters has a collateral impact on how to record Horizon RZ capital spending for CIVA, the Board would be in a position to deal with that at the time.

**Shepherd Rubenstein Professional Corporation | Regulatory Law**  
2200 Yonge Street, Suite 1302 T. (416) 483-3300 F. (416) 483-3305  
Toronto, ON M4S 2C6 shepherdrubenstein.com



Since there is no current impact in this application on the CIVA or DVA recoveries from customers, SEC believes this is a reasonable way to handle this.

All of which is respectfully submitted.

Yours very truly,

**SHEPHERD RUBENSTEIN PROFESSIONAL CORPORATION**

A handwritten signature in black ink, appearing to read "Jay Shepherd", written over a light gray rectangular background.

Jay Shepherd

cc: Wayne McNally, SEC (email)  
Interested Parties