



EB-2018-0028

Energy+ Inc.

**Application for electricity distribution rates and
harmonizing rates and charges in the Cambridge and
North Dumfries and Brant County service areas
beginning January 1, 2019**

**PROCEDURAL ORDER NO. 8
January 28, 2019**

Energy+ Inc. (Energy+) filed a cost of service application with the Ontario Energy Board (OEB) on April 30, 2018 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), seeking approval for changes to the rates that Energy+ charges for electricity distribution, to be effective January 1, 2019.

A Notice of Hearing was issued on May 28, 2018 followed by Procedural Order No.1 on July 26, 2018, in which the OEB set out the schedule of procedural steps, including a settlement conference and the filing of a settlement proposal.

The Notice of Hearing indicated that Energy+ Inc. had applied to introduce a new standby charge and that other customers, including businesses, may also be affected.

The OEB's Letter of Direction instructed Energy+ to serve the Notice of Hearing, via various media and in the exact form as issued by the OEB. This included sending an email to any customers for which Energy+ has an email address with the following email message:

"Energy+ Inc. has applied to the Ontario Energy Board to change our electricity distribution rates, to harmonize the rates and charges in the Cambridge and North Dumfries and Brant County service areas and to introduce a new standby charge. Please review the Ontario Energy Board's Notice of Hearing to learn

more and to find out how you can participate in the Ontario Energy Board's hearing."

In the Affidavit of Service filed on June 8, 2018 Energy+ confirmed that it had served the Notice of Hearing on customers for which it had an email address and in accordance with the OEB's Letter of Direction. Energy+ also posted the Notice of Hearing, application and evidence on its website. It also sent a twitter message that it had applied to the OEB to change its distribution rate and included a live link to the Notice posted on its website, all in accordance with the OEB's Letter of Direction.

The Notice of Hearing indicated how customers could obtain further information about the application and participate in the proceeding. Energy+ has two Large Use customers. One of those customers, Toyota Motor Manufacturing Canada Inc. (TMMC), requested to be an active participant (intervenor) in the proceeding. On July 26, 2018, the OEB issued Procedural Order No. 1 which, among other provisions, granted intervenor status to TMMC and other parties. The other Large Use customer did not request intervenor status or participate in the proceeding.

Pursuant to Procedural Order No. 1, Energy+ and intervenors conducted a settlement conference from November 7 to November 9, 2018 and continued settlement discussions by tele-conferences until December 12, 2018. Energy+ filed a partial settlement proposal on December 12, 2018, setting out an agreement among all the parties to the proceeding on a number of issues. The agreement identified the unsettled issues, including cost allocation and rate design.

The OEB issued Procedural Order No.7 on December 21, 2018 scheduling a technical conference to be held on January 23 and 24, 2019 as well as additional discovery on the cost allocation and rate design issues and the updated evidence filed by Energy+ and TMMC.

Procedural Order No. 7 also set a date for an oral hearing on March 7 and 8, 2019 to address the unsettled issues.

During the course of additional discovery (pre-technical conference questions and responses) as well as the technical conference, TMMC indicated that it expects to file updated evidence (Updated Evidence) by February 15, 2019 in accordance with Procedural Order No. 7. The Updated Evidence will include a proposal for a TMMC-only rate class with full direct assignment of the costs of providing distribution service to TMMC.¹

¹ TMMC Technical Conference Questions to Energy+, TMMC IR-2

At this point, it is unclear what impact the proposal for a TMMC-only rate class could have on the other Large Use customer. The OEB considers it necessary for Energy+ to notify its other Large Use customer of the TMMC proposal and the next steps in this proceeding.

At the conclusion of the technical conference, the parties agreed that additional procedural steps would be necessary to provide for questions and answers on the Updated Evidence in advance of the commencement of the oral hearing.

The OEB considers it necessary to make provision for the following matters related to this proceeding. All other dates set out in Procedural Order No.7 remain in effect.

IT IS THEREFORE ORDERED THAT:

1. Energy+ shall notify its other Large Use customer of the TMMC proposal and serve a copy of this Procedural Order as well as Procedural Order No. 7 by sending an email to the other Large Use customer, including a link to its Application and evidence, as well as a link to the technical conference responses by **January 31, 2019**.
2. If the other Large Use customer wishes to participate this proceeding as an intervenor, it shall file a letter of intervention with the OEB and send a copy to Energy+ by **February 7, 2019**.
3. Energy+ shall notify the other Large Use customer when the TMMC Updated Evidence has been filed by sending an email to the other Large Use customer that includes a link to the Updated Evidence. The Updated Evidence is to be filed by **February 15, 2019**.
4. Energy+ shall file with the OEB, by no later than **February 21, 2019**, any initial comments received from the other Large Use customer.
5. Energy+, intervenors, OEB staff, and the other Large Use customer may file any clarification questions on the TMMC Updated Evidence no later than **February 22, 2019**.
6. TMMC shall file its responses to the clarification questions on the TMMC Updated Evidence no later than **March 1, 2019**.

All filings to the OEB must quote the file number, EB-2018-0028, be made in searchable / unrestricted PDF format electronically through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed at the OEB's address provided below. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <https://www.oeb.ca/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a USB flash drive in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date. With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Shuo Zhang at Shuo.Zhang@oeb.ca and OEB Counsel, Ljuba Djurdjevic at Ljuba.Djurdjevic@oeb.ca.

ADDRESS

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DATED at Toronto, January 28, 2019

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary