

July 29, 2019

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319, 27<sup>th</sup> Floor  
2300 Yonge St.  
Toronto, ON, M4P 1E4

Dear Ms. Walli,

Re: **EB-2018-0287 & EB-2018-0288 and Ontario Energy Board July 17, 2019 Decision on Cost Awards (the Decision)**

Energy Storage Canada (ESC) is responding to the Decision on Cost Eligibility dated July 17, 2019, regarding the above-mentioned integrated proceeding. The Board denied ESC cost eligibility based on the interpretation that that the members “are primarily representing their own commercial interest and therefore do not qualify under the Practice Direction.”

Pursuant to Rules 40.01 and 42.01 of the Board's Rules of Practice and Procedure, ESC requests that the Board review and vary this decision on the grounds that the Board made an error in fact by failing to apprehend that energy storage providers are directly affected customers with a substantial interest in the Proceeding. Energy storage providers will be materially affected by its outcome because of the unique characteristics of storage.

Energy storage providers are, in fact, customers when they are loading and drawing energy from the electricity distribution system. Like other non-profit organizations who were granted cost eligibility for the Proceeding, Energy Storage Canada represents consumers on the system. In addition, as electricity distribution customers as well as key players in the area of distributed energy resources, energy storage providers not only have unique perspective on these issues, they will also be materially affected by outcomes of the Proceeding. Energy storage companies are therefore squarely within the class of intervenors directly and materially affected by, and with a substantial interest in, the Proceeding.

Energy storage is also a key component of sector evolution and innovation in the distribution system, which is stated as a driving force in this Proceeding. By being denied cost eligibility, the input and experience of this key group will not be appropriately heard, which appears to run counter to the overarching objectives of the Proceeding.



## **Unified and Informed Voice**

While other intervenors may consider energy storage issues as part of broader priorities, ESC maintains is the only entity that will be focused first and foremost on the full range of energy storage issues relevant to this proceeding.

ESC requests that the Board therefore review and vary the Decision and grant ESC cost-eligible intervenor status in EB-2018-0287 & EB-2018-0288.

Yours truly

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