



Jonathan McGillivray
Associate

Bay Adelaide Centre
333 Bay Street, Suite 625
Toronto, ON M5H 2R2

TEL +1.647.208.2677
FAX +1.888.734.9459

jonathan@demarcoallan.com

Corrected

June 18, 2020

VIA RESS

Ms. Christine E. Long
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4
Attention: Registrar

Dear Ms. Long:

Re: Consultation on Implementing the Process for Enabling Customers to Opt Out of Time-of-Use Pricing (the Consultation)
Board File No.: EB-2020-0152

We are counsel to the Electric Vehicle Society (**EVS**). Please find enclosed EVS's updated Notice of Participation and request for cost award eligibility in the Consultation, filed further to the Board's letter dated June 3, 2020.

Sincerely,

A handwritten signature in black ink, reading "Jonathan McGillivray".

Jonathan McGillivray

c. Wilf Steimle, Electric Vehicle Society

Encl.

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S.O. 1998, c. 15, Sched. B, as amended;

AND IN THE MATTER OF the consultation on
Implementing the Process for Enabling Customers to Opt
Out of Time-of-Use Pricing.

EB-2020-0152

**UPDATED NOTICE OF PARTICIPATION
OF
ELECTRIC VEHICLE SOCIETY
(EVS)**

June 18, 2020

A. Application for Participant Status

1. The Electric Vehicle Society (**EVS**) hereby requests status to participate in the Board's consultation on implementing the process for enabling customers to opt out of Time-of-Use (**TOU**) pricing (EB-2020-0152). This updated notice of participation is filed pursuant to Rule 22 of the Board's *Rules of Practice and Procedure* and the Board's letter dated June 3, 2020.

B. EVS and its Interest in the Proceedings

2. EVS is directly affected by and interested in (i) optimizing existing energy assets, (ii) efficiently facilitating the integration of existing and innovative distributed energy resources (**DERs**), including electric vehicles (**EVs**), to achieve customer and grid solutions, and (iii) providing input on direct customer needs and local distribution company opportunities relating to EVs. EVS hopes to further these interests for the benefit of each and all of end-use customers, DER providers, and the regulatory regime. TOU pricing and customer choice mechanisms associated with same have the potential to significantly affect the efficiency and effectiveness of DERs, particularly EVs. EVS will focus on ensuring that TOU is the default pricing scheme, with available full and fair customer choice options, including, but not limited to, opt-out to tiered general pricing.
3. EVS represents over 1,000 end-use, largely residential, individual EV electricity customers, which register as members to have their needs and preferences related to EVs and related DERs represented on matters that directly substantially impact them. EVS has 12 local chapters of electricity rate paying customers in Ontario and is governed to ensure that individual rate payers are informed, consulted, and can independently raise their needs and preferences on matters of direct and substantial interest with the leaders of their local EVS chapters, and all such needs, preferences, and member input are communicated to and through the board of directors and the President of EVS, including through various committees. Those customer needs and preferences are aggregated and conveyed to formulate EVS positions through the board of directors and the President. EVS reflects the public interest in electrified transportation DER matters; it does not assume or suppose it. Further information on EVS, its more than 1,000 individual residential rate paying members, and its programs and activities may be found on its website at www.evsociety.ca.

4. EVS is an active participant in the Board's ongoing Utility Remuneration and Responding to DERs consultation (EB-2018-0287 / EB-2018-0288). EVS is active in the Board's ongoing Hydro Ottawa rate proceeding (EB-2019-0261) through the Distributed Resource Coalition (**DRC**). EVS was also active, through DRC, in the recent Toronto Hydro custom incentive rate proceeding (EB-2018-0165), providing the Board with expert evidence on the impact of electrified mobility on the matters at issue in order to inform its decision-making and set just and reasonable rates for a five-year time period, and the Alectra Utilities' electricity distribution rate proceeding (EB-2019-0018), which included a 10-year distribution system plan.
5. EVS has a direct and substantial interest in the consultation in that its members are directly affected by TOU pricing, customer choice mechanisms associated with same, including the proposed customer choice initiative, and matters related to time-based or tiered electricity prices. EVS will focus on ensuring that TOU is the default pricing scheme, with available full and fair customer choice options, including, but not limited to, opt-out to tiered general pricing. EVS's members are particularly interested in the impact of TOU pricing, the proposed customer choice initiative, and related matters on electricity ratepayers that are EV owners and may be uniquely affected by pricing.

C. Nature and Scope of EVS's Intended Participation

6. EVS intends to be an active participant in this consultation and will act responsibly to coordinate with other intervenors where common issues may arise and be otherwise addressed. EVS intends to participate actively in order to participate in any stakeholder meetings or working groups, file submissions, and/or adduce evidence should the Board's procedures provide for same.
7. Counsel to EVS attended the initial stakeholder meeting on June 9, 2020. EVS is interested in being part of the TOU Customer Choice Working Group selected by the Board.

D. Costs

8. EVS is, in accordance with s. 3.03(a) of the Board's *Practice Direction on Cost Awards* (the **Practice Direction**), eligible to seek an award of costs as EVS is a party that primarily represents the direct interests of consumers (residential customers, small- and medium-sized commercial and industrial customers) in relation to services that are regulated by the

Board. EVS is also, in accordance with s. 3.03(b) of the Practice Direction, eligible to seek an award of costs as EVS represents organizations that have a policy interest in electricity conservation and demand management, implementation of a smart grid in Ontario, promotion of the use of electricity from renewable energy sources, each of which are components of the Board's mandate and relevant to the consultation

9. The Board has granted EVS cost eligibility in EB-2018-0287 / EB-2018-0288, referred to in paragraph 4, above.
10. EVS therefore requests cost eligibility in this consultation as its comments will serve an important and unique interest and policy perspective relevant to the Board's mandate.

E. EVS's Representatives

11. EVS hereby requests that further communications with respect to the consultation be sent to the following:

Electric Vehicle Society

265 Crawford Street
Orillia, ON L3V 1J9

Attention: Wilf Steimle

Email: Wilf.Steimle@EVSociety.ca

AND TO ITS COUNSEL

DeMarco Allan LLP

Bay Adelaide Centre
333 Bay Street, Suite 625
Toronto, ON M5H 2R2

Attention: Lisa (Elisabeth) DeMarco

Telephone: 647-991-1190

Facsimile: 1-888-734-9459

Email: lisa@demarcoallan.com

Attention: Jonathan McGillivray

Tel: 647-208-2677

Facsimile: 1-888-734-9459

Email: jonathan@demarcoallan.com

ALL OF WHICH IS RESPECTFULLY
SUBMITTED THIS
18th day of June, 2020

A handwritten signature in black ink, consisting of a large, stylized 'L' followed by a long, sweeping horizontal stroke that ends in a small arrowhead.

Lisa (Elisabeth) DeMarco
DeMarco Allan LLP
Counsel for Electric Vehicle Society