

Elexicon Energy Inc.

Application for electricity distribution rates and other charges effective January 1, 2021

**PROCEDURAL ORDER NO. 1
October 2, 2020**

Elexicon Energy Inc. (Elexicon Energy), filed an incentive rate-setting mechanism (IRM) application with the Ontario Energy Board (OEB) on August 20, 2020, under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) seeking approval to raise electricity distribution rates in its Veridian Rate Zone, effective January 1, 2021.

A Notice of Hearing was issued on September 4, 2020. Energy Probe Research Foundation (Energy Probe), Power Workers' Union (PWU) and Vulnerable Energy Consumers Coalition (VECC) applied for intervenor status. Energy Probe and VECC also applied for cost eligibility.

By letter dated September 30, 2020, Elexicon Energy advised the OEB that the Incremental Capital Module (ICM) requests, which it was intending to file with its consolidated Distribution System Plan (DSP) in April 2021, would now be filed as part of its next IRM application. Elexicon Energy noted that the direction to file a consolidated DSP was set out in the OEB's Decision approving the merger of Veridian Connections Inc. and Whitby Hydro Electric Corporation, dated February 11, 2020 (MAADs Decision). The OEB understands that Elexicon Energy expects to file its consolidated DSP in April 2021, per the direction in the MAADs Decision, which stated: "With respect to the potential ICM applications, the OEB has found that its policies outlined in the Handbook apply to this amalgamation transaction. LDC Mergeco may apply for an ICM during the deferral period, however, a combined DSP must be filed with the OEB within 24 months of the closing of the proposed transactions".¹ Regarding the revised timing of the potential ICMs, as noted above, the MAADs decision provided that Elexicon Energy "may apply for an ICM during the deferral period" and in keeping with the policies outlined in the OEB's Rate Handbook.

In its letter Elexicon Energy also addressed the intervention request of Energy Probe. Elexicon Energy noted that although it did not object to Energy Probe's intervention request, it noted that Energy Probe's interest in this proceeding was limited to impacts

¹ MAADs Decision, EB-2018-0236, p. 17

of the potential ICM requests. However, following the filing of Elexicon Energy's letter, which clarified Elexicon Energy's intentions regarding the filing of its ICM, Energy Probe withdrew its request for intervenor status.

PWU and VECC are approved as intervenors. The list of parties in this proceeding is attached as Schedule A to this Procedural Order. VECC is also eligible to apply for an award of costs under the OEB's *Practice Direction on Cost Awards* and only in relation to Elexicon Energy's request for final approval of the costs associated with the connection of renewable generation projects.

Cost-eligible intervenors should be aware that being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. OEB staff and intervenors shall request any relevant information and documentation from Elexicon Energy that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on Elexicon Energy and all other parties by **October 23, 2020**.
2. Elexicon Energy shall file with the OEB complete written responses to the interrogatories and serve them on all intervenors by **November 6, 2020**.
3. Any written submissions by OEB staff and intervenors shall be filed with the OEB and served on all other parties by **November 20, 2020**.
4. If Elexicon Energy wishes to file a reply submission, it must file its written submission with the OEB and serve it on intervenors by **December 4, 2020**.

All materials filed with the OEB must quote the file number, **EB-2020-0013**, and be submitted in a searchable/unrestricted PDF format with a digital signature through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice>. Filings must clearly state the sender's name, postal address, 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 registrar@oeb.ca

All communications should be directed to the attention of the Registrar 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, Birgit Armstrong at birgit.armstrong@oeb.ca and OEB Counsel, Richard Lanni at richard.lanni@oeb.ca.

Email: registrar@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, **October 2, 2020**

ONTARIO ENERGY BOARD

By delegation, before: Christine E. Long

Original Signed By

Christine E. Long
Registrar

Schedule A

Procedural Order No. 1

Elexicon Energy Inc.

EB-2020-0013

Applicant and List of Intervenors

October 2, 2020

Elexicon Energy Inc.
Application for Electricity Distribution Rates and Other
Charges Effective January 1, 2021

EB-2020-0013

APPLICANT & LIST OF INTERVENORS

October 2, 2020

APPLICANT

Rep. and Address for Service

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INTERVENORS

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**Vulnerable Energy
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