

January 6, 2021

Christine Long  
Registrar  
Ontario Energy Board  
2300 Yonge Street  
P.O. Box 2319  
Toronto, Ontario  
M4P 1E4

Dear Ms Long:

**Re: EB-2020-0041–Newmarket-Tay Power Distribution Ltd. – 2021 Rates**

I am a consultant to the Consumers Council of Canada (“Council”). I have been instructed by my client to intervene in the proceeding to consider the Application to the Ontario Energy Board (“OEB”) by Newmarket-Tay Power Distribution Ltd. (“Newmarket-Tay) for distribution rates effective May 1, 2021. The Council is a public-interest entity which represents the interests of residential consumers in Ontario. The Board’s order in this proceeding will ultimately impact the rates that residential consumers pay for the distribution of electricity.

We are seeking late intervention status as I recently became aware of this Application. As we did not intervene in Newmarket-Tay’s last Application to the OEB, the Notice of Application was not served to us directly.

On March 15, 2020, the Council filed with the Board, pursuant to Rule 22.03 of the Ontario Energy Board’s Rules of Practice and Procedure, a document describing the Council, its mandate and objectives, membership, the constituency represented, and the types of activities the Council carries out. In addition, we provided a list of the individuals authorized to represent the Council in OEB proceedings.

The nature and scope of the Council’s intended participation in the proceeding will be the following:

1. To test and assess the Applicant’s evidence regarding its proposed rates and charges. The Council’s focus will be on Newmarket-Tay’s request for incremental capital funding and deferral and variance accounts; and
2. To participate in the various aspects of the proceeding which may include an interrogatory process, a technical conference, a settlement conference and a hearing.

The Council intends to ask for an order of costs in this proceeding. The Council has participated in many electricity proceedings over a long period of time. In all of those proceedings the Council has been recognized as being eligible for an award of costs. In the absence of an award of costs the Council would be unable to participate in this proceeding.

Copies of all correspondence related to this proceeding be sent to the following consultant:

Julie Girvan  
62 Hillside Avenue East

Toronto, ON  
M4S 1T5  
[jgirvan@uniserve.com](mailto:jgirvan@uniserve.com)

Please let us know if any further information from the Council is required at this time.

Yours truly,

*Julie E. Girvan*

Julie E. Girvan

CC: Newmarket-Tay  
Ken Whitehurst, Consumers Council of Canada