



EB-2007-0816

IN THE MATTER OF the Ontario Energy Board Act, 1998,
S.O. 1998, c. 15, Schedule B;

AND IN THE MATTER OF the Independent Electricity
System Operator Fiscal 2008 Fees Submission for
Review.

BEFORE: Gordon Kaiser
Presiding Member

Bill Rupert
Member

DECISION AND ORDER ON COST AWARDS

On November 2, 2007, the Independent Electricity System Operator (the "IESO") filed its proposed Fiscal 2008 Fees Submission for Review with the Ontario Energy Board in accordance with sections 18 and 19 of the *Electricity Act, 1998*. The Board assigned file number EB-2007-0816 to this matter.

On December 12, 2007 the Board issued its Notice of Application (the "Notice") with respect to this matter and the IESO posted and served the Notice as directed by the Board.

Energy Probe Research Foundation ("Energy Probe"), and the Vulnerable Energy Consumers Coalition ("VECC"), (together "the Intervenors") applied for and were granted intervenor status in the proceeding. The Intervenors also applied for and were granted eligibility to apply for an award of costs.

The proceeding included a technical conference on February 11, 2008, a settlement conference on February 26, 2008 and an oral hearing with the Board Panel on March 20, 2008.

The Board issued its Decision on the application on April 22, 2008 in which it set out the process for the Intervenor's to file their cost claims and to respond to any objections raised by the IESO. The cost claims were to be prepared in accordance with the Board's Practice Direction on Cost Awards.

Energy Probe and VECC filed a copy of their cost claim with the Board and served a copy upon the IESO. No comments were received from the IESO.

The Board adjusted the cost claims of VECC to appropriately reflect the correct tariff for its analyst/consultant in accordance with the Cost Award Tariff included in the Board's Practice Direction on Cost Awards. VECC applied an incorrect tariff for its analyst/consultant (i.e., the claim was placed in the 20⁺ year category when it should have properly been placed in the 11 - 19 year category).

The Board has reviewed the claims filed and finds that each Intervenor's cost claims, as adjusted, are reasonable and shall be reimbursed 100% of their incurred costs.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the Ontario Energy Board Act, 1998, the IESO shall immediately pay:
 - Energy Probe its claimed costs equal to **\$7,986.44**; and
 - VECC its adjusted claimed costs equal to **\$5,053.26**.
2. Pursuant to section 30 of the Ontario Energy Board Act, 1998, the IESO shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, July 18, 2008

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary