



**BY EMAIL and RESS**

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Ontario Energy Board  
2300 Yonge Street  
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Toronto, Ontario  
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October 20, 2021  
Our File: EB20210038

**Attn: Christine Long, Registrar**

Dear Ms. Long:

**Re: EB-2021-0038 – Kitchener-Wilmot Hydro Inc. 2022 IRM – SEC Interrogatories**

We are counsel to the School Energy Coalition (“SEC”). Attached, please find a copy of SEC’s interrogatories in the above-captioned matter.

Yours very truly,  
**Shepherd Rubenstein P.C.**

Mark Rubenstein

cc: Ted Doherty, SEC (by email)  
Applicant and intervenors (by email)

**ONTARIO ENERGY BOARD**

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

**AND IN THE MATTER OF** an Application by Kitchener-  
Wilmot Hydro Inc. to the Ontario Energy Board for an Order or  
Orders approving or fixing just and reasonable distribution rates  
and other service charges to be effective January 1, 2022.

**INTERROGATORIES ON BEHALF**

**OF THE**

**SCHOOL ENERGY COALITION**

**SEC-1**

[p.13] KWHI states: “KWHI can confirm that it is not in control of the error. KWHI relies on the IESO to provide accurate invoicing. The error was a data input error into an IESO system. KWHI provided all forms the IESO requested to set the meter point in the IESO billing system

- a. Is it the Applicant’s position that the error was entirely that of the IESO? Please discuss.
- b. Does the IESO agree with the Applicant’s position? If not, please explain.

**SEC-2**

[p.13] Please provide a table that shows for each year between 2015 and 2020, a) the unbilled historical amounts now included in Account 1584 attributable to that year, b) the proceeding in which Account 1584 had previously been cleared for that year, c) if Account 1584 had been cleared on a final or interim basis for that year.

**SEC-3**

Please explain in detail why the recovery of the unbilled historical amounts, in whole or in part, do not consistent impermissible retroactive ratemaking.

**SEC-4**

[p.14] KWHI states: “KWHI further understands that the IESO will comply with the terms of an OEB Order in respect of the outstanding and unbilled amounts”.

- a. If the OEB determined that collection by KWHI, in whole or in part, from customers of the unbilled historical amounts would be impermissible retroactive ratemaking, would the IESO still seek to collect these amounts from the KWHI?
- b. If the OEB determines that unbilled historical amounts should be recovered from customers over a period greater than 1 year, would the IESO similarly agree to match the recovery period when seeking payment from KWHI to avoid the need for interest to be charged to customers for the longer disposition period?

Respectfully submitted on behalf of the School Energy Coalition this October 20, 2021.

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Mark Rubenstein  
Counsel for the School Energy  
Coalition