

**ONTARIO ENERGY BOARD**

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

**AND IN THE MATTER OF** an Application by E.L.K. Energy Inc. (E.L.K) under Section 78 of the OEB Act to the Ontario Energy Board for an Order or Orders approving or fixing just and reasonable rates and other service charges for the distribution of electricity as of May 1, 2022;

**NOTICE OF INTERVENTION**

**OF THE**

**SCHOOL ENERGY COALITION**

1. The School Energy Coalition (“SEC”) applies for intervenor status in this proceeding.
2. SEC is a frequent intervenor in Board proceedings. Our current Annual Filing can be found on the Board’s website, here:

<https://www.rds.oeb.ca/CMWebDrawer/Record/737250/File/document>

3. The School Energy Coalition intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. SEC has participated in many past natural gas and electricity proceedings in Ontario, including consultations, rate cases, and other processes and hearings, and has been found eligible to be paid its reasonably incurred costs in all of those proceedings.

**Issues to be Addressed**

4. SEC’s intended participation will include the following:
  - a. The proposed costs and offsets for the test years, the resulting revenue requirement, the forecast of revenues, and the resulting deficiency;
  - b. The proposed capital spending plans of the Applicant;
  - c. The cost allocation and rate design proposed for the collection of the revenue requirement and deficiency from customers;
  - d. Benchmarking and customer engagement results of the Applicant;
  - e. Reliability, customer service, and other outcomes achieved and proposed by the Applicant;
  - f. All requests for creation and/or clearance of deferral accounts, and all other components of the Application; and
  - g. Generally, to represent the interests of school boards and their students in this process.

**The Intervenor’s Intended Participation**

5. SEC intends to participate in any pre-hearing procedures, including interrogatories or technical conferences, and settlement conferences. SEC also intends to participate in any oral hearings of this matter, and in written or oral submissions, as well as any other parts of the process that the

Board should order. While SEC does not currently intend to file evidence in this proceeding, it reserves its right to do so depending on the responses to interrogatories and any other discovery processes ordered by the Board.

**Nature of Hearing Requested**

6. Until interrogatories have been answered, we believe it is premature to assess whether a written or an oral hearing is more appropriate in this proceeding.

**Counsel/Representative**

7. SEC requests that a copy of all documents filed with the Board by each party to this proceeding be served on the intervenor, and on the intervenor's counsel, as follows:

- a. School Energy Coalition: (electronic copies only)

**ONTARIO EDUCATION SERVICES CORPORATION**  
**c/o Ontario Public School Boards Association**  
439 University Avenue, 18<sup>th</sup> Floor  
Toronto, ON  
M5G 1Y8

Attn: Ted Doherty, Executive Director  
Phone: 416-340-2540  
Fax: 416-340-7571  
Email: [SEC@oesc-cseo.org](mailto:SEC@oesc-cseo.org)

- b. SEC's counsel: (electronic copies only)

**SHEPHERD RUBENSTEIN PROFESSIONAL CORPORATION**  
2200 Yonge Street, Suite 1302  
Toronto, Ontario, M4S 2C6

Attn: Mark Rubenstein  
Phone: 647-483-0113  
Fax: 416-438-3305  
Email: [mark@shepherdrubenstein.com](mailto:mark@shepherdrubenstein.com)

With an electronic copy to:

Attn: Fred Zheng  
Phone: 647-483-0114  
Email: [fred@shepherdrubenstein.com](mailto:fred@shepherdrubenstein.com)

Respectfully, submitted on behalf of the School Energy Coalition this February 25, 2022.

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Mark Rubenstein  
Counsel for the School Energy Coalition