

Elson Advocacy

April 7, 2022

BY RESS

Ms. Nancy Marconi

Registrar

Ontario Energy Board

2300 Yonge Street, Suite 2700, P.O. Box 2319

Toronto, Ontario M4P 1E4

Dear Ms. Marconi:

Re: EB-2022-0011 – Framework for Review of Intervenor Processes and Cost Awards

We are writing on behalf of Environmental Defence to request participant status and costs eligibility in the above matter.

Nature of Interest in the Review

Environmental Defence seeks participant status and costs eligibility as a leading environmental organization that represents both the public interest in environmental protection and the interests of consumers whose energy bills can be reduced through measures such as increased cost-effective energy efficiency, good rate design, integrated resource planning, cost-effective distributed energy resources, and reduced energy system losses. These are examples of measures that simultaneously benefit the environment and lower energy bills.

Environmental Defence has been granted intervenor status, participant status, and costs eligibility in over 60 proceedings before the Ontario Energy Board over the past decade.¹ Environmental Defence's energy consultant, Jack Gibbons, has approximately 40 years of experience with Ontario energy regulation and Ontario Energy Board matters. Environmental Defence's energy counsel, Kent Elson, has approximately 15 years of experience with Ontario

¹ For example, see EB-2012-0064, EB-2012-0337, EB-2012-0394, EB-2012-0410, EB-2012-0451, EB-2012-0459, EB-2013-0053, EB-2013-0099, EB-2013-0321, EB-2014-0134, EB-2015-0029, EB-2015-0043, EB-2015-0049, EB-2016-0004, EB-2016-0152, EB-2016-0160, EB-2016-0296, EB-2016-0300, EB-2016-0330, EB-2017-0127, EB-2017-0128, EB-2017-0150, EB-2017-0224, EB-2017-0255, EB-2017-0275, EB-2018-0130, EB-2018-0143, EB-2018-0205, EB-2018-0287, EB-2018-0288, EB-2019-0003, EB-2019-0082, EB-2019-0137, EB-2019-0255, EB-2019-0271, EB-2019-0261, EB-2020-0091, EB-2020-0066, EB-2020-0094, EB-2020-0160, EB-2020-0095, EB-2020-0059, EB-2020-0136, EB-2020-0192, EB-2020-0181, EB-2020-0249, EB-2018-0219, EB-2020-0198, EB-2020-0065, EB-2020-0007, EB-2020-0265, EB-2020-0290, EB-2020-0293, EB-2021-0002, EB-2020-0230, EB-2021-0147, EB-2021-0136, EB-2021-0110, EB-2021-0041, EB-2021-0107, EB-2021-0205, EB-2021-0148, EB-2020-0297, EB-2021-0004, EB-2021-0106, and EB-2022-0074.

Energy Board matters. Environmental Defence is well-positioned to positively contribute to this review.

Grounds for Eligibility and Need for Funding

Environmental Defence is eligible for an award of costs under section 3.03(a) and (b) of the Practice Direction on Costs Awards as it represents “an interest or policy perspective relevant to the Board’s Mandate,” including environmental protection, and the “direct interest of consumers” whose energy bills can be reduced through measures such as appropriate rate design, integrated resource planning, and reduced transmission losses.

Environmental Defence has no funding to participate in this process without an award of costs eligibility.

Further Details Regarding Environmental Defence

A. Mandate and Objectives of Environmental Defence

Environmental Defence has been working since 1984 to protect Canadians’ environment and human health. Environmental Defence’s mandate and objective is to challenge, and inspire change in government, business and people to ensure a greener, healthier and prosperous life for all. Its vision is to create a world Canadians are proud to pass on to their children.

B. Membership and Constituency

Environmental Defence is supported by many thousands of donors across the province and country. It sees its constituency as Canadians who are concerned about the environment and the legacy that we will pass on to our children.

C. Types of Programs and Activities that Environmental Defence Carries Out

Environmental Defence has been highly successful in its public interest advocacy on energy issues. Environmental Defence’s environmental work, on issues ranging from toxic chemicals to clean beaches, has led to concrete improvements in the lives of Canadians. For example, the dangerous chemical Bisphenol A (“BPA”) is now banned in baby bottles in Canada due to concerns first raised by Environmental Defence in 2007. For many years, Environmental Defence has participated in the federal government’s Chemicals Management Plan.

Environmental Defence is also the coordinator of Blue Flag Canada, which certifies beaches so that Ontario families can enjoy this public resource. It also co-founded Blue Green Canada with the United Steelworkers, which promotes green energy initiatives that have positive employment and economic impacts.

Environmental Defence also publishes reports and guides in the area of energy conservation, efficiency, and policy. For example, it has created an interactive online tool to help energy

consumers reduce their bills through energy efficiency initiatives. Some further publications include:

- *Yours To Recover: A Progress Report on Ontario's Climate Change Actions*
- *Building an Ontario Green Jobs Strategy*
- *Ontario's Electricity System, a Background*
- *Canada's Methane Gas Problem: Why strong regulations can reduce pollution, protect health, and save money*
- *Powering up efficiency to get the conservation framework right*
- *The \$2 Billion Question - How Can Ontario Reinvest Cap-and-Trade Proceeds to Meet its Climate Challenge and Grow the Economy?*
- *What to Look for in the Canadian Energy Strategy*
- *Background - Coal and Renewable Energy in Ontario*
- *Building Ontario's Green Economy: A Road Map*
- *Ontario Feed-In Tariff: 2011 Review*
- *The Global Clean Energy Jobs Race: Ontario's Opportunity*
- *Blowing Smoke: Correcting Anti-Wind Myths in Ontario*
- *Faces of Transformation: Jobs, economic renewal and cleaner air from Year One of Ontario's Green Energy Act*
- *Falling Behind: Canada's Lost Clean Energy Jobs*
- *Greening Canada's Building: Report Card*

These and other reports can be found at <http://environmentaldefence.ca/reports/>.

Requests for Evidence and Addresses of Representative

Environmental Defence requests that electronic copies of the pre-filed materials and all other documents in the proceeding be delivered to the following consultant and counsel:

Electronic copies to:

Jack Gibbons
 Ontario Clean Air Alliance
 160 John Street, Suite 300
 Toronto, Ontario M5V 2E5
 Tel: (416) 260-2080 ext. 2
 E-mail: jack@cleanairalliance.org

Electronic copies to:

Elson Advocacy

Kent Elson
Amanda Montgomery
 1062 College Street, Lower Suite

Toronto, Ontario M6H 1A9
Tel: (416) 906-7305
Fax: (416) 763-5435
E-mail: kent@elsonadvocacy.ca/amanda@elsonadvocacy.ca

We also request that the above individuals be listed on the participants' list under Environmental Defence.

Address of Environmental Defence

Environmental Defence's full name and address is:

Environmental Defence Canada Inc.
116 Spadina Avenue, Suite 300
Toronto, Ontario M5V 2K6
Tel: (416) 323-9521
Fax: (416) 323-9301

However, please send correspondence and any other materials to both Jack Gibbons and to counsel as the authorized representatives.

Service on other Parties

Environmental Defence requests the Board's directions as to whether this letter should be served on any other parties.

Please do not hesitate to contact me if anything further is required.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Amanda Montgomery', with a stylized flourish at the end.

Amanda Montgomery