



Ontario
Energy
Board | Commission
de l'énergie
de l'Ontario

DECISION AND RATE ORDER

EB-2022-0067

WATERLOO NORTH HYDRO INC. (NOW ENOVA POWER CORP.)

**Application for rates and other charges to be effective
January 1, 2023**

BEFORE: Allison Duff
Presiding Commissioner

December 8, 2022

1 OVERVIEW

On August 3, 2022, Waterloo North Hydro Inc. (Waterloo North Hydro) filed an application for approval to change its electricity distribution rates effective January 1, 2023.

Effective September 1, 2022, Waterloo North Hydro amalgamated with Kitchener Wilmot Hydro Inc. (Kitchener-Wilmot Hydro) to form a single electricity distribution company under the name Enova Power Corp. (Enova Power).¹

In this Decision and Rate Order, the applicant will be referred to as Enova Power.² Except where otherwise noted, the requests in this application relate to the service territory of the former Waterloo North Hydro (Waterloo North rate zone) and a reference to “customers” in this Decision and Rate Order is a reference to customers in the Waterloo North rate zone.

The Ontario Energy Board (OEB) is approving changes to the rates that Enova Power charges to distribute electricity to its customers.

As a result of this Decision and Rate Order, there will be a monthly total bill increase of \$3.12 for a residential customer consuming 750 kWh, effective January 1, 2023. This change does not factor in applicable taxes or the Ontario Electricity Rebate.

¹ EB-2022-0006, [OEB Letter](#), September 14, 2022.

² In EB-2022-0006, Decision and Order, June 28, 2022, the OEB approved the amalgamation of Kitchener-Wilmot Hydro and Waterloo North Hydro, the OEB granted Enova Power a ten-year deferred rebasing period, but deferred its decision on the request to maintain two separate rate zones for an additional 10 years after the 10-year deferred rebasing period ends.

2 CONTEXT AND PROCESS

Enova Power filed its application on August 3, 2022 under section 78 of the *Ontario Energy Board Act, 1998* and in accordance with Chapter 3 of the OEB's [Filing Requirements for Incentive Rate-Setting Applications](#) (Filing Requirements). The application was based on the Price Cap Incentive Rate-setting (Price Cap IR) option, with a five-year term.

The Price Cap IR option is one of three incentive rate-setting mechanisms (IRM) approved by the OEB.³ It involves the setting of rates through a cost of service application in the first year and mechanistic price cap adjustments which may be approved through IRM applications in each of the ensuing four adjustment years.

The OEB follows a standardized and streamlined process for hearing IRM applications filed under Price Cap IR. In each adjustment year of a Price Cap IR term, the OEB prepares a Rate Generator Model that includes, as a placeholder, information from the distributor's past proceedings and annual reporting requirements. A distributor will then review, complete, and include the model with its application, and may update the model during the proceeding to make any necessary corrections or to incorporate new rate-setting parameters as they become available.

The Price Cap IR option is applicable to the Waterloo North rate zone throughout the deferred rebasing period.

Enova Power's Waterloo North rate zone consists of approximately 59,000 mostly residential and commercial electricity customers in City of Waterloo, the Township of Wellesley, and the Township of Woolwich.

Notice of the application was issued on August 19, 2022. Hydro One Networks Inc. (HONI), Small Business Utility Alliance (SBUA) and Vulnerable Energy Consumers Coalition (VECC) requested intervenor status. SBUA and VECC requested cost eligibility. The OEB approved HONI, SBUA and VECC as intervenors. The OEB approved cost eligibility for SBUA and VECC.

The application was supported by pre-filed written evidence and a completed Rate Generator Model and as required during the proceeding, Enova Power updated and clarified the evidence.

Enova Power responded to interrogatories from OEB staff and HONI. Final submissions on the application were filed by OEB staff, HONI, VECC and Enova Power.

³ Each of these options is explained in the OEB's [Handbook for Utility Rate Applications](#).

3 DECISION OUTLINE

Each of the following issues is addressed in this Decision and Rate Order, together with the OEB's findings.

- Annual Adjustment Mechanism
- Retail Transmission Service Rates
- Group 1 Deferral and Variance Accounts
- Lost Revenue Adjustment Mechanism Variance Account

Instructions for implementing Enova Power's new rates and charges are set out in the final section of this Decision and Rate Order.

This Decision and Rate Order does not address rates and charges approved by the OEB in prior proceedings, such as specific service charges⁴ and loss factors, which are out of scope of an IRM proceeding and for which no further approvals are required to continue to include them on Enova Power's Tariff of Rates and Charges.

⁴ Certain service charges are subject to annual adjustments to be determined by the OEB through a generic order. For example, the Decision and Order EB-2022-0220, November 3, 2022 established the adjustment for energy retailer service charges, effective January 1, 2023; and the Decision and Order EB-2022-0221, November 3, 2022, established the 2023 Wireline Pole Attachment Charge, effective January 1, 2023.

4 ANNUAL ADJUSTMENT MECHANISM

Enova Power has applied to change its rates, effective January 1, 2023, based on a mechanistic rate adjustment using the OEB-approved **inflation minus X-factor** formula applicable to IRM applications. The adjustment applies to distribution rates (fixed and variable) uniformly across all customer classes.⁵

In OEB staff's submission, OEB staff updated the Rate Generator Model to include the OEB 2023 inflation factor of 3.7%, which was not available when the application was filed.⁶ In reply, Enova Power advised that it had no issue with the updates related to the inflation factor.

The components of the Price Cap IR adjustment formula applicable to Enova Power's Waterloo North rate zone are set out in the table below. Inserting these components into the formula results in a 3.40% increase to Enova Power's rates: **3.40% = 3.70% - (0.00% + 0.30%)**.

Table 4.1: Price Cap IR Adjustment Formula

Components		Amount
Inflation Factor ⁷		3.70%
X-Factor	Productivity ⁸	0.00%
	Stretch (0.00% to 0.60%) ⁹	0.30%

An inflation factor of 3.70% applies to all IRM applications for the 2023 rate year.

The X-factor is the sum of the productivity factor and the stretch factor. It is a productivity offset that varies among different groupings of distributors. Subtracting the X-factor from inflation ensures that rates decline in real, constant-dollar terms, providing distributors with a tangible incentive to improve efficiency or else experience declining net income. The productivity component of the X-factor is based on industry conditions

⁵ The adjustment does not apply to the following components of delivery rates: rate riders, rate adders, low voltage service charges, retail transmission service rates, wholesale market service rate, smart metering entity charge, rural or remote electricity rate protection charge, standard supply service – administrative charge, transformation and primary metering allowances, loss factors, specific service charges, microFIT charge, and retail service charges.

⁶ [2023 Inflation Parameters](#), October 20, 2022.

⁷ Ibid

⁸ Report of the Ontario Energy Board – “Rate Setting Parameters and Benchmarking under the Renewed Regulatory Framework for Ontario’s Electricity Distributors”, EB-2010-0379, December 4, 2013.

⁹ Report to the Ontario Energy Board – “Empirical Research in Support of Incentive Rate-Setting: 2021 Benchmarking Update”, prepared by Pacific Economics Group LLC., July 2022.

over a historical study period and applies to all IRM applications for the 2023 rate year. The stretch factor component of the X-factor is distributor specific. The OEB has established five stretch factor groupings, within a range from 0.00% to 0.60%. The stretch factor assigned to any particular distributor is based on the distributor's total cost performance as benchmarked against other distributors in Ontario. The stretch factor assigned to Enova Power's Waterloo North rate zone is 0.30%, resulting in a rate adjustment of 3.40%.

Findings

The OEB finds that Enova Power's request for a 3.40% rate adjustment for the Waterloo North rate zone is in accordance with the annually updated parameters set by the OEB. The adjustment request is approved, and Enova Power's new rates for the Waterloo North rate zone shall be effective January 1, 2023.

5 RETAIL TRANSMISSION SERVICE RATES

Enova Power's Waterloo North rate zone is partially embedded within HONI's, Enova Power's Kitchener-Wilmot rate zone, and GrandBridge Energy Inc.'s (formally Energy+ Inc.) distribution systems.

Enova Power requests approval to adjust the retail transmission service rates (RTSRs) that it charges its customers in accordance with the Uniform Transmission Rates (UTRs) and host distributor RTSRs currently in effect.

Findings

Enova Power's proposed adjustment to its RTSRs is approved. The RTSRs have been adjusted based on the current OEB-approved UTRs and 2022 host-RTSRs.¹⁰

UTRs and host-RTSRs are typically approved annually by the OEB. In the event that new UTRs or host-RTSRs take effect during Enova Power's 2023 rate year, any resulting differences (from the prior-approved UTRs and host-RTSRs) are to be captured in Account 1584 (RSVA- Retail Transmission Network Charge- Waterloo North rate zone) and Account 1586 (RSVA- Retail Transmission Connection Charge- Waterloo North rate zone).

¹⁰ EB-2022-0084, Decision and Order, April 7, 2022; EB-2021-0032, Decision and Order, December 14, 2021; EB-2021-0038, Decision and Order, December 12, 2021; EB-2021-0018, Decision and Order, December 21, 2021.

6 GROUP 1 DEFERRAL AND VARIANCE ACCOUNTS

In each year of an IRM term, the OEB will review a distributor's Group 1 deferral and variance accounts to determine whether those balances should be disposed. OEB policy states that Group 1 account balances should be disposed if they exceed, on a net basis (as a debit or credit), a pre-set disposition threshold of \$0.001 per kWh, unless a distributor justifies why balances should not be disposed.¹¹ If the net balance does not exceed the threshold, a distributor may still request disposition.¹²

The 2021 year-end net balance for Enova Power's Group 1 accounts eligible for disposition, including interest projected to December 31, 2022, is a credit of \$625,802 which pertains to variances accumulated up to the 2021 calendar year. This amount represents a total credit claim of \$0.0004 per kWh, which does not exceed the pre-set disposition threshold. Nevertheless, Enova Power has requested disposition of this amount over a one-year period. Enova Power suggested that it prefers to dispose of Group 1 balances, given the merger of Waterloo North Hydro and Kitchener-Wilmot Hydro.¹³

Included in the Group 1 accounts are certain variances related to costs that are paid for by a distributor's customers on different bases, depending on their classification. Namely, "Class A" customers, who participate in the Industrial Conservation Initiative, pay for Global Adjustment (GA) charges based on their contribution to the five highest Ontario demand peaks over a 12-month period. "Class B" customers pay for GA charges based on their monthly consumption totals, either as a standalone charge or embedded in the Regulated Price Plan (RPP).¹⁴ A similar mechanism applies to Class A and Class B customers for Capacity Based Recovery (CBR) charges.¹⁵ The balance in the GA variance account is attributable to non-RPP Class B customers and is disposed through a separate rate rider. The balance in the CBR Class B variance account is attributable to all Class B customers.

Enova Power had Class A customers during the period in which variances accumulated so it has applied to have the balance of the CBR Class B variance account disposed through a separate rate rider for Class B customers to ensure proper allocation between Class A and Class B customers.

¹¹ Report of the OEB – "Electricity Distributors' Deferral and Variance Account Review Initiative (EDDVAR)", EB-2008-0046, July 31, 2009.

¹² OEB letter, "Update to the Electricity Distributors' Deferral and Variance Account Review ("EDDVAR Report")", released July 2009 (EB-2008-0046)", July 25, 2014

¹³ Manager's Summary, August 3, 2022, p. 9.

¹⁴ For additional details on the Global Adjustment charge, refer to the Independent Electricity System Operator (IESO)'s [website](#).

¹⁵ All Class B customers (RPP and non-RPP) pay the CBR as a separate charge based on their monthly consumption. For additional details on the CBR for Class A customers, refer to the IESO's [website](#).

During the period in which variances accumulated, Enova Power had customers transition between Class A and Class B. Under the general principle of cost causality, customer groups that cause variances which are recorded in Group 1 accounts should be responsible for paying (or receiving credits) for their disposal. Enova Power has proposed to allocate a portion of the GA and CBR Class B balances to its transition customers, based on their customer-specific consumption levels.¹⁶ The amounts allocated to each transition customer are proposed to be recovered (or refunded, as applicable), by way of 12 equal monthly installments.

In response to an interrogatory from HONI, Enova Power revised its allocated balances in Accounts 1550, 1584 and 1586 as the Embedded Distributor rate class does not contribute to these accounts and hence should not be allocated to these account balances.¹⁷ OEB staff filed an updated 2023 IRM Rate Generator Model incorporating these revisions.

In its submission, HONI indicated that it had reviewed the updated allocations and had no concerns.

In its submission, OEB staff supported the request to dispose of the December 31, 2021 Group 1 DVA balances on a final basis.

Accounts 1588 and 1589

In Waterloo North Hydro's 2021 cost of service application, the OEB approved a settlement proposal that had been agreed to by the parties in that proceeding. One of the terms of that settlement proposal was that Waterloo North Hydro would not dispose of the 2019 balances for Accounts 1588 and 1589, pending a special purpose inspection (Inspection) by the OEB.¹⁸

The Inspection related to a prior period adjustment of approximately \$2.6 million in overstated GA costs attributable to RPP customers, impacting Accounts 1588 and 1589 balances between the years 2015 to 2018.

In the 2022 IRM decision, the OEB agreed that in addition to the Inspection regarding the prior period adjustment of approximately \$2.6 million, Waterloo North Hydro would further benefit from having the reasonability of the 2019 and 2020 Account 1588 and 1589 balances assessed by the OEB's Inspection and Enforcement group.¹⁹

¹⁶ 2023 IRM Rate Generator Model, Tab 6.1a GA Allocation and Tab 6.2a CBR B_Allocation.

¹⁷ HONI-1

¹⁸ EB-2020-0059, 2021 Cost of Service, Settlement Proposal, page 39 (attached to December 10, 2020 Decision and Rate Order).

¹⁹ This included compliance with the Accounting Procedures Handbook Update – Accounting Guidance Related to Commodity Pass-Through Accounts 1588 & 1589, February 21, 2019

Enova Power filed the Inspection Report in this proceeding.²⁰ Appendix 1 of the Inspection Report calculated December 31, 2020 closing principal balances for Accounts 1588 and 1589. OEB staff filed Table 6.1 to isolate the principal adjustments which also reconciled to Appendix 1 of the Inspection Report.

**Table 6.1: Inspection Results –
Principal Adjustments to Accounts 1588 and 1589 Balances**

	Account 1588	Account 1589
Adjustments relating to 2015 to 2018 balances	(\$150,641)	(\$1,417,250)
Adjustments relating to 2019 balances	\$21,751	\$393,945
Adjustments relating to 2020 balances	<u>\$55,642</u>	<u>\$74,243</u>
Total Adjustments as of December 31, 2020	<u>(73,249)</u>	<u>(949,062)</u>

In response to an OEB staff interrogatory, Enova Power agreed with Table 6.1, confirming it reconciled with Appendix 1 of the Inspection Report.²¹

Enova Power stated that the adjustments to the 2015 to 2018 balances arose due to errors in the settlement process during those years.²²

Enova Power proposed adjustments to the 2015 to 2018 balances even though the balances had been disposed on a final basis. Enova Power relied upon OEB accounting guidance²³ and the [OEB Letter, Adjustments to Correct for Errors in Electricity Distributor “Pass-Through” Variance Accounts After Disposition](#), October 31, 2019 to support its proposal.²⁴ Enova Power addressed the four factors outlined in the OEB Letter which may be considered by the OEB when determining whether to make a retroactive adjustment. The following is a summary of Enova Power’s comments:

- I. Whether the error was within the control of the distributor: While the errors were unintentional, the errors identified in the Inspection Report were within its control.
- II. The frequency with which the distributor has made the same error: This is the first time an inspection report identified errors occurring at Enova Power. Its updated processes have sufficient controls to ensure that the same errors shall not occur again.

²⁰ OEB Staff – 7.

²¹ OEB Staff – 9.

²² Manager’s Summary, August 3, 2022, page 10 & 22

²³ Accounting Procedures Handbook Update – Accounting Guidance Related to Commodity Pass-Through Accounts 1588 & 1589, February 21, 2019.

²⁴ OEB Staff – 10.

- III. Failure to follow guidance provided by the OEB: Since July 2018, the OEB has continued to attempt to improve the accuracy of commodity account balances.²⁵
- IV. The degree to which other distributors are making similar errors: It is likely that other distributors may have made similar errors in the past, based on its review of IRM and cost of service rate applications for 2021 and 2022.²⁶

Enova Power explained that since the retroactive adjustments would be in favour of customers and that the final dispositions were made prior to the full implementation of the 2019 OEB accounting guidance,²⁷ making the adjustments in this proceeding would be a fair and prudent action.

In its submission, OEB staff noted that Enova Power did not directly address whether it followed guidance provided by the OEB, which was the third factor in the OEB Letter. However, OEB staff supported the proposed adjustments, especially since these adjustments would be in favour of customers. OEB staff also supported disposition of the adjustments to Accounts 1588 and 1589 on a final basis.

VECC, in its submission, provided a summary of Enova Power's request for retroactive adjustments which included the Inspection Report, Enova Power's explanation of the OEB Letter, and precedent proceedings where the OEB approved retroactive adjustments.²⁸

OEB staff and VECC supported the disposition of the adjustments made as a result of the Inspection and the credit balances of Accounts 1588 and 1589, both of which are in favour of customers.

Findings

The OEB approves Enova Power's proposal to correct the balances in Accounts 1588 and 1589 from prior years. While the Account 1588 and 1589 balances from 2015, 2016, 2017 and 2018 were disposed on a final basis, the OEB finds that these corrections, in favour of customers, appropriate. The OEB finds that Enova Power has addressed the four factors identified in the OEB Letter, sufficient to approve the adjustment to the prior period balances. In particular, this is the first time that Enova

²⁵ Enova Power referenced the July 20, 2018, OEB letter titled, "OEB's Plan to Standardize Processes to Improve Accuracy of Commodity Pass-Through Variance Accounts." Enova Power also referenced the OEB's GA Workform and the Illustrative Commodity Model that accompanied the 2019 OEB accounting guidance.

²⁶ Enova Power also stated that based on its review of IRM and cost of service rate applications for 2021 and 2022, it observed that errors were discovered in past inspections and audits of other utilities, as well as a number of distributors are still not following the 2019 OEB accounting guidance.

²⁷ Accounting Procedures Handbook Update – Accounting Guidance Related to Commodity Pass-Through Accounts 1588 & 1589, February 21, 2019.

²⁸ VECC Submission, October 27, 2022, p. 2 to p. 5

Power has identified an error in Accounts 1588 and 1589 and other distributors make similar errors given the accounting complexities to calculate the accounting entries. The OEB has relied upon the December 31, 2020 closing principal balances included in the Inspection Report and Table 6.1 for the adjustments required. The OEB appreciates OEB staff's foresight to prepare the table and file it on the record, to enable review and feedback.

The OEB finds that on balance, the proposed adjustments are aligned with the intent of the OEB Letter and serve the public interest.

The OEB approves the disposition of a credit balance of \$625,802 as of December 31, 2021, including interest projected to December 31, 2022 for Group 1 accounts on a final basis. The OEB also approves the principal and interest adjustments made to Accounts 1588 and 1589 as a result of the Inspection, on a final basis.

Table 6.2 identifies the principal and interest amounts, which the OEB approves for disposition.

Table 6.2: Group 1 Deferral and Variance Account Balances

Account Name	Account Number	Principal Balance (\$) A	Interest Balance (\$) B	Total Claim (\$) C=A+B
LV Variance Account	1550	161,016	4,759	165,775
Smart Metering Entity Charge Variance Account	1551	(32,145)	(1,252)	(33,397)
RSVA - Wholesale Market Service Charge	1580	1,247,056	11,739	1,258,795
Variance WMS- Sub-account CBR Class B	1580	(296,870)	(3,235)	(300,105)
RSVA - Retail Transmission Network Charge	1584	2,261,849	30,162	2,292,011
RSVA - Retail Transmission Connection Charge	1586	(456,865)	(6,178)	(463,043)
RSVA - Power	1588	(1,214,250)	(35,312)	(1,249,562)
RSVA - Global Adjustment	1589	(2,178,429)	(140,060)	(2,318,489)
Disposition and Recovery/Refund of Regulatory Balances (2018)	1595	60,545	(61,674)	(1,129)
Disposition and Recovery/Refund of Regulatory Balances (2019)	1595	1,459,900	(1,436,558)	23,342
Totals for Group 1 accounts		1,011,807	(1,637,609)	(625,802)

The balance of each of the Group 1 accounts approved for disposition shall be transferred to the applicable principal and interest carrying charge sub-accounts of Account 1595. Such transfer shall be pursuant to the requirements specified in the *Accounting Procedures Handbook for Electricity Distributors*.²⁹ The date of the transfer must be the same as the effective date for the associated rates, which is generally the start of the rate year.

The OEB approves these balances to be disposed through final rate riders, charges, or payments, as calculated in the Rate Generator Model. The final rate riders, charges,

²⁹ Article 220, Account Descriptions, Accounting Procedures Handbook for Electricity Distributors, effective January 1, 2012.

and payments, as applicable, will be in effect over a one-year period from January 1, 2023 to December 31, 2023.³⁰

³⁰ 2023 IRM Rate Generator Model Tab 6.1 GA, Tab 6.1a GA Allocation, Tab 6.2 CBR B, Tab 6.2a CBR B_Allocation and Tab 7 Calculation of Def-Var RR.

7 LOST REVENUE ADJUSTMENT MECHANISM VARIANCE ACCOUNT

The OEB has historically utilized a Lost Revenue Adjustment Mechanism Variance Account (LRAMVA) to capture a distributor's revenue implications resulting from differences between actual and forecast conservation and demand management (CDM) savings included in its last OEB-approved load forecast. The use of the LRAMVA is no longer the default approach for CDM activities.³¹

Distributors delivered CDM programs to their customers through the Conservation First Framework (CFF) that began on January 1, 2015 until March 20, 2019, when the CFF was revoked.³²

Distributors filing an application for 2023 rates are required to seek disposition of all outstanding LRAMVA balances related to program savings related to CFF programs or other conservation programs they delivered, unless they do not have complete information on eligible program savings.³³

Enova Power did not apply for disposition of any LRAMVA balance.

OEB staff submitted that the LRAMVA balance should be zero and no further entries to the LRAMVA be permitted at this time, but that the LRAMVA not be discontinued, in the event that Enova Power requests the use of the LRAMVA for a CDM activity in a future application, which the OEB can consider on a case-by-case basis.

In reply, Enova Power agreed to follow the approach suggested by OEB staff.

Findings

The balance in the LRAMVA is now zero, and no further entries to the LRAMVA are permitted at this time. The LRAMVA will not be discontinued. In the event that Enova Power requests the use of the LRAMVA for a CDM activity in a future application, the OEB has previously indicated that it will consider such requests on a case-by-case basis.³⁴

³¹ Conservation and Demand Management Guidelines for Electricity Distributors, December 20, 2021, chapter 8.

³² On March 20, 2019 the Minister of Energy, Northern Development and Mines issued separate Directives to the OEB and the IESO.

³³ Chapter 3 Filing Requirements, section 3.2.6.1.

³⁴ Conservation and Demand Management Guidelines for Electricity Distributors, December 20, 2021, p. 28.

8 IMPLEMENTATION

This Decision and Rate Order is accompanied by a Rate Generator Model, applicable supporting models, and a Tariff of Rates and Charges (Schedule A). The Rate Generator Model also incorporates the rates set out in Table 8.1.

Table 8.1: Regulatory Charges

Rate	per kWh
Rural or Remote Electricity Rate Protection (RRRP)	\$0.0005
Wholesale Market Service (WMS) billed to Class A and B Customers	\$0.0030
Capacity Based Recovery (CBR) billed to Class B Customers	\$0.0004

Each of these rates is a component of the “Regulatory Charge” on a customer’s bill, established annually by the OEB through a separate, generic order. The RRRP, WMS and CBR rates were set by the OEB on December 16, 2021 and July 12, 2022.³⁵

The Smart Metering Entity Charge is a component of the “Distribution Charge” on a customer’s bill, established by the OEB through a separate order. The Smart Metering Entity Charge was set by the OEB at \$0.42 on September 8, 2022.³⁶

In the *Report of the Board: Review of Electricity Distribution Cost Allocation Policy*,³⁷ the OEB indicated that it will review the default province-wide microFIT charge annually to ensure it continues to reflect actual costs in accordance with the established methodology. Distributors shall apply the updated value, if applicable, following the OEB’s announcement of the microFIT charge for the 2023 rate year.

³⁵ EB-2021-0300, Decision and Order, December 16, 2021 and EB-2021-0300, Supplemental Decision and Order, July 12, 2022

³⁶ EB-2022-0137, Decision and Order, September 8, 2022.

³⁷ EB-2010-0219, Report of the Board “Review of Electricity Distribution Cost Allocation Policy”, March 31, 2011.

9 ORDER

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Enova Power Corp.'s new final distribution rates for its Waterloo North rate zone shall be effective January 1, 2023, in accordance with the Tariff of Rates and Charges set out in Schedule A.
2. The Tariff of Rates and Charges are deemed draft until Enova Power Corp. has complied with the subsequent procedural steps.
3. Enova Power Corp. shall review the Tariff of Rates and Charges and shall file with the OEB, as applicable, a written confirmation of its completeness and accuracy, or provide a detailed explanation of any inaccuracies or missing information, by **December 13, 2022**.
4. This Decision and Rate Order will be considered a final rate order if Enova Power Corp. does not provide a submission to the OEB that inaccuracies were found or information was missing pursuant to item 3.
5. If the OEB receives a submission from Enova Power Corp. to the effect that inaccuracies were found or information was missing pursuant to item 3, the OEB will consider the submission prior to issuing a final rate order.
6. Enova Power Corp. shall notify its customers of the rate changes no later than the delivery of the first bill reflecting the new rates.

COST AWARDS

The OEB will issue a separate decision on cost awards once the following steps are completed:

1. Cost award eligible intervenors shall submit to the OEB and copy to Enova Power Corp. their cost claims by **December 15, 2022**.
2. Enova Power Corp. may file with the OEB and forward to the relevant cost award eligible intervenor any objections to the claimed costs of that intervenor by **January 10, 2023**.
3. Any cost award eligible intervenor for whom Enova Power Corp. has raised a cost objection may file with the OEB and forward to Enova Power any responses to that objection by **January 17, 2023**.
4. Enova Power shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, **do not include personal information** (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's [Rules of Practice and Procedure](#).

Please quote file number, **EB-2022-0067** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [File documents online page](#) on the OEB's website.
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact registrar@oeb.ca for assistance.
- Cost claims are filed through the OEB's online filing portal. Please visit the [File documents online page](#) of the OEB's website for more information. All participants shall download a copy of their submitted cost claim and serve it on all required parties as per the [Practice Direction on Cost Awards](#).

All communications should be directed to the attention of the Registrar at the address below and be received by end of business on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Arturo Lau, at Arturo.Lau@oeb.ca and OEB Counsel, Lawren Murray at Lawren Murray Lawren.Murray@oeb.ca.

E-mail: registrar@oeb.ca

Tel: 1-877-632-2727 (Toll free)

DATED at Toronto, December 8, 2022

ONTARIO ENERGY BOARD

Nancy Marconi
Registrar

Schedule A

To Decision and Rate Order

Tariff of Rates and Charges

OEB File No: EB-2022-0067

DATED: December 8, 2022