

CANADA	)	In the matter of the Ontario Energy Board
	)	Application for 2023 Rates by North Bay
	)	Hydro Distribution Limited,
PROVINCE OF ONTARIO	)	Ontario Energy Board File
	)	Number: EB-2022-0053
	)	

**AFFIDAVIT**

I, MATT PAYNE, of the City of North Bay, District of Nipissing, in the Province of Ontario, make oath and say as follows:

1. I am the President of North Bay Hydro Distribution Limited ("North Bay Hydro") and as such, have personal knowledge of the matters hereinafter deposed to.
2. North Bay Hydro has complied with the Ontario Energy Board's Letter of Direction dated February 6, 2023.
3. North Bay Hydro has posted a copy of the Notice and Procedural Order No. 1, the Application and the evidence, including updates on its website.
4. North Bay Hydro has arranged for service of the Notice and Procedural Order No. 1, the Application and the evidence, including updates on all intervenors of record in Espanola Regional Hydro Distribution Corporation's last cost of service rate application, EB-2020-0020. Copies of the email notification to the intervenors are included as Exhibit "A-1 to A-3".

SWORN remotely  
 In the City of North Bay, in the Province  
 of Ontario, before me at the City of North Bay  
 in the Province of Ontario  
 this 8<sup>th</sup> day of February, 2023,  
 in accordance with O.Reg. 431/20,  
 Administering Oaths or  
 Declarations Remotely.

  
 \_\_\_\_\_  
 MATT PAYNE

A COMMISSIONER, ETC.



## Exhibit A-1

**Micheal Roth**

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**From:** Micheal Roth  
**Sent:** Tuesday, February 7, 2023 4:31 PM  
**To:** 'jgirvan@uniserve.com'  
**Cc:** Neil Russell  
**Subject:** CCC - Notice of Hearing and Procedural Order - EB-2022-0053  
**Attachments:** Notice\_PO1\_North Bay\_20230206\_eSigned.pdf

Julie,

North Bay Hydro Distribution Limited has applied to the Ontario Energy Board to increase our electricity distribution rates in its North Bay Rate Zone and its Espanola Rate Zone.

After the initial application it was noted that there may be an over-earning issue with respect to the Espanola Rate Zone and its submitted ROE in the 2021 RRR filing. Upon further review, North Bay Hydro subsequently filed a revised Manager's Summary to the application to explain NBH's position on the matter.

The Ontario Energy Board has now issued a Notice of Hearing and Procedural Order.

Please review the Notice to learn more and to find out how you can participate in the Ontario Energy Board's hearing.

I have attached a copy of the Notice and it will also be made available on our website.

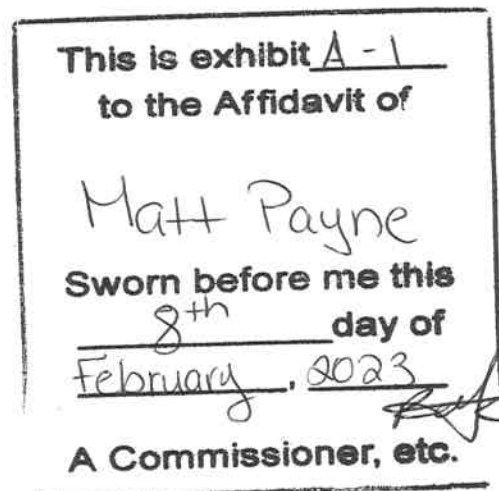
It is important to note that, per the notice: **The OEB intends to consider cost awards in this proceeding in accordance with the OEB's Practice Direction on Cost Awards, and only in relation to the potential over-earning issue in the Espanola Rate Zone.**

The complete application and amendments can be reviewed on our website. <https://www.northbayhydro.com/rates/>

Please let us know that you have received this message and reach out if you have any questions at all.

Regards,

Micheal Roth, CPA  
Regulatory Manager  
North Bay Hydro Distribution Ltd.  
705-474-8100 ext263  
Cell: 705-492-2922



## Exhibit A-2

**Micheal Roth**

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**From:** Micheal Roth  
**Sent:** Tuesday, February 7, 2023 4:31 PM  
**To:** wayne.mcnally@oesc-cseo.org; jay@shepherdrubenstein.com; 'Mark Rubenstein'  
**Cc:** Neil Russell  
**Subject:** SEC - Notice of Hearing and Procedural Order - EB-2022-0053  
**Attachments:** Notice\_PO1\_North Bay\_20230206\_eSigned.pdf

Wayne, Jay, Mark

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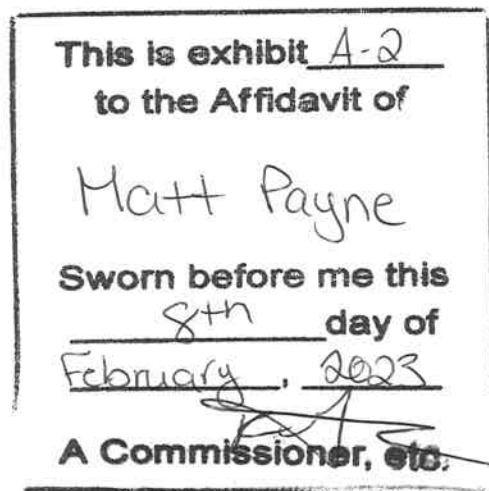
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Micheal Roth, CPA  
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North Bay Hydro Distribution Ltd.  
705-474-8100 ext263  
Cell: 705-492-2922



## Exhibit A-3

### Micheal Roth

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**From:** Micheal Roth  
**Sent:** Tuesday, February 7, 2023 4:31 PM  
**To:** 'jlawford@piac.ca'; 'markgarner@rogers.com'; 'bharper.consultant@bell.net'  
**Cc:** Neil Russell  
**Subject:** VECC - Notice of Hearing and Procedural Order - EB-2022-0053  
**Attachments:** Notice\_PO1\_North Bay\_20230206\_eSigned.pdf

John, Mark, Bill

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Regards,

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