



PUBLIC INTEREST ADVOCACY CENTRE
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April 17, 2023

VIA E-MAIL

Ms. Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street
P.O. Box 2319
Toronto, ON M4P 1E4

Dear Ms. Marconi:

**Re: EB-2023-0109 Newmarket-Tay Power Distribution Ltd.
Application to dispose of balances in certain deferral and variance accounts
Interrogatories of Vulnerable Energy Consumers Coalition (VECC)**

Please find enclosed the interrogatories of VECC in the above-noted proceeding. We have also directed a copy of the same to the Applicant.

Yours truly,

John Lawford
Counsel for VECC

Copy to: Laurie Ann Cooledge Chief Financial Officer

EB-2023-0109

**Newmarket-Tay Power Distribution Ltd.
Application to dispose of balances in certain
deferral and variance accounts.**

VECC Interrogatories April 17, 2023

VECC-1

Ref: Decision and Rate Order EB-2022-0050 Page 10

The Decision states “After a review of the evidence, the OEB has determined that the disposition of balances in Accounts 1588 and 1589 will require further adjudication, because their disposition may give rise to rate retroactivity. The OEB’s concern in this regard relates to the double entries in Account 1589 in 2020, where the 2020 balance was disposed on a final basis in Newmarket-Tay Power’s 2022 IRM decision and order. Therefore, for the Newmarket-Tay rate zone, the OEB only approves the disposition of a debit balance of \$1,230,137 as of December 31, 2021, including interest projected to April 30, 2023, for Group 1 accounts on a final basis. This amount excludes a debit balance of \$925,296 in Accounts 1588 and 1589.

Please discuss Newmarket-Tay Power’s view of the disposition of balances in Accounts 1588 and 1589 and if this gives rise to rate retroactivity. If not, why not.

VECC-2

Ref: EB-2022-0050 Manager’s Summary Page 15

The application states “NT Power reconciled the 2021 GA accounts for NTRZ and MRZ post the 2021 yearend due to staffing issues.”

- a) When did Newmarket-Tay Power reconcile the 2021 GA Accounts? Please provide the date.
- b) When is the 2021 yearend?
- c) Please explain the staffing issues and their contribution to the current reconciliation.
- d) Please explain if the staffing issues persist.
- e) Please discuss how the staffing issues have been/will be resolved.
- f) When does Newmarket-Tay Power plan to reconcile the 2022 yearend?

VECC-3

Ref: Manager's Summary Page 15

NTRZ had submitted a post settlement class A adjustment in October 2020 for (\$768,874) and accrued the adjustment in December 2020 by debiting AR IESO and crediting GA 1589. It was determined the IESO posted the adjustment on the December 2020 invoice in September 2021. The adjustment was reversed in 2021 crediting AR IESO and debiting GA 1589.

- a) Please provide the IESO December 2020 invoice and the adjustment in September 2021.
- b) Why did the IESO post the adjustment in September 2021?
- c) When was the adjustment reversed?

VECC-4

Ref: OEB letter "Adjustments to Correct for Errors in Electricity Distributor "Pass-Through" Variance Accounts After Disposition" October 31, 2019 Page 2

The letter states:

"Where an accounting or other error is discovered after the balance in one of the above-listed variance accounts has been cleared by a final order of the OEB, the OEB will determine on a case-by-case basis whether to make a retroactive adjustment based on the particular circumstances of each case, including factors such as:

- whether the error was within the control of the distributor
- the frequency with which the distributor has made the same error
- failure to follow guidance provided by the OEB
- the degree to which other distributors are making similar errors"

Please provide Newmarket-Tay Power's response to the above factors.