



EB-2008-0099

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

AND IN THE MATTER OF an Order by the Ontario Energy
Board dated March 19, 2008 which approved rates and other
charges to be charged by Oshawa PUC Networks Inc. for
electricity distribution (Board File No. EB-2007-0710)

AND IN THE MATTER OF Rules 42, 44.01 and 45.01 of the
Board's *Rules of Practice and Procedure*;

BEFORE: Gordon Kaiser
Vice-Chair and Presiding Member

Bill Rupert
Member

Cathy Spoel
Member

DECISION AND ORDER ON COST AWARDS

Background

On March 19, 2008 the Ontario Energy Board (the "Board" or the "OEB") issued its Decision in relation to an application by Oshawa PUC Networks Inc. ("Oshawa PUC") under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B), seeking approval for changes to the rates that Oshawa PUC charges for electricity distribution, to be effective May 1, 2008 (the "Oshawa PUC Decision"). The Board assigned the application file number EB-2007-0710.

On April 8, 2008, the Association of Major Power Consumers in Ontario (“AMPCO” or the “Moving Party”) filed with the Board a Notice of Motion for an order:

- (1) reviewing and directing a rehearing of the portion of the Oshawa PUC Decision that allocated costs for distribution services among the customers of Oshawa PUC and specifically the revenue to cost ratios approved by the Board;
- (2) that the rehearing of the decision directed in accordance with (1) be combined with the revenue to cost ratios portion of the hearing respecting distribution rates proposed in s.7.1 of the Issues List in the Hydro One Distribution Rates Application (EB-2007-0681); and
- (3) Such further and other order that the Moving Party requests and that the Board considers appropriate.

The Board assigned the application file number EB-2008-0099.

The Canadian Manufacturers & Exporters (“CME”), the Consumers Council of Canada (“CCC”) and the Vulnerable Energy Consumers Coalition (“VECC”) received intervenor status and were deemed eligible to apply for an award of costs. The Board also deemed AMPCO, as the Moving Party, to be eligible to apply for costs.

The Board issued its Decision and Procedural Order No.1 on the application on May 2, 2008, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Oshawa PUC.

The Board received cost claims from AMPCO, CME, CCC and VECC. No comments were received from Oshawa PUC.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The Board finds that each party’s claims are reasonable and should be reimbursed by Oshawa PUC.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the Ontario *Energy Board Act*, 1998, Oshawa PUC shall immediately pay:

- AMPCO \$22,385.48;
- CME \$2,882.75;
- CCC \$12,065.38; and
- VECC \$7,698.79.

2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Oshawa PUC shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, September 02, 2008

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary