



EB-2008-0246

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

AND IN THE MATTER OF an application by Tillsonburg
Hydro Inc. for an order approving just and reasonable rates
and other charges for electricity distribution to be effective
May 1, 2009.

PROCEDURAL ORDER No. 1

Tillsonburg Hydro Inc. (Tillsonburg Hydro or the Applicant) filed an application with the Ontario Energy Board, received on August 22, 2008, under section 78 of the *Ontario Energy Board Act, 1998*, (the Act), seeking approval for changes to the rates that Tillsonburg Hydro charges for electricity distribution, to be effective May 1, 2009. The Board has assigned the application File Number EB-2008-0246.

The Board issued a Notice of Application and Hearing, which was published in the Tillsonburg Independent on October 08, 2008.

The Vulnerable Energy Consumers Coalition (VECC), the School Energy Coalition, the Energy Probe Research Foundation and the Association of Major Power Consumers in Ontario applied for intervenor status, together with the awarding of costs associated with their participation in the proceeding. No objections were received from the Applicant. The Board accepts the requests of these parties.

In addition, Ms. K. Englander, a resident of the Town of Tillsonburg sent an e-mail to the Board and to the applicant to express her concerns about the application and requesting intervenor status. The Board grants Ms. Englander intervenor status. To avoid duplication and to assist Ms. Englander in any representation she may choose to make in this matter, the Board encourages her to contact the representative from VECC (see Appendix B). Some or all of the issues that Ms. Englander wishes to bring forward in this case may be common or complementary to the issues that will be addressed by VECC. The Board notes that Ms. Englander has not asked to be eligible for an award

of costs. Should VECC not be in a position to advance Ms. Englander's interest and she pursues matters on her own, the Board, under section 7.01 of its Practice Direction on Cost Awards (available from the Board's web site at www.oeb.gov.on.ca), may award costs for reasonable out-of-pocket expenses such as postage, photocopying, transcript costs and travel and accommodation, provided that those expenses are directly related to the party's participation in the Board's process. The Board notes that Ms. Englander has provided the applicant with a copy of her e-mail. The Board will provide a copy of her e-mail to the other intervenors.

The Board recognizes that the costs of an intervention can be relatively significant for a smaller distributor. While the Board encourages active participation in the review of an application, intervenors should be mindful of the potential impact of these costs upon ratepayers, which the Board will take into consideration when it determines its cost awards. The Board will also take into account the quality and relevance of the intervention. In addition, the Board will consider any duplication of effort by intervenors in this proceeding. As a guide, the Board has attached a table (Appendix A) that summarizes the approved cost awards for those distributors that made cost of service applications for their 2008 rates.

A list of intervenors is attached as Appendix B to this order.

On October 24, 2008, the Applicant advised the Board that it will be filing an update to its evidence to reflect changing demand and energy consumption forecasts as a result of prevailing economic conditions, as well as changes to transmission rates and Regulated Price Plan prices. It anticipates the filing of the update in early November. Therefore, any further procedural matters regarding the review of this application have been deferred until the update has been filed. Depending on the magnitude of the update, a revised Notice of Application may be required.

Please be aware that this Procedural Order may be amended, and further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. The Applicant provide a copy of its application to Ms. Englander.
2. The Applicant file the update to its evidence with the Board and identified intervenors as soon as practical. Until then, any further review of the application has been deferred.
3. Depending on the materiality of the update and the resulting impacts, the Board may issue a revised Notice of Application.

All filings to the Board must quote the file number, EB-2008-0246, be made through the Board's web portal at www.errr.oeb.gov.on.ca, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca. If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

Address**The Board:**

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Attention: Board Secretary

E-mail: Boardsec@oeb.gov.on.ca

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

DATED at Toronto, October 31, 2008

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Appendix “A”

To Procedural Order No. 1

**Tillsonburg Hydro Inc.
EB-2008-0246**

Summary of Cost Awards

APPENDIX A

2008 COS EDR COMPARISON OF COST AWARDS TO REVENUE REQUIREMENT by LDC and INTERVENOR COST PER CUSTOMER

DECISION & ORDER ON COST ISSUED							
<u>Distributor</u>	<u>Number of Intervenors</u>	<u>EB Number</u>	<u>Proposed Revenue Requirement</u>	<u>Approved Cost Award</u>	<u>% Revenue</u>	<u>Number of Customers</u>	<u>Cost per Customer</u>
Hydro 2000 Inc.	1	EB-2007-0704	\$333,872	\$5,196.75	1.56%	1,159	\$4.48
Chapleau Public Utilities Corporation	1	EB-2007-0755	\$736,568	\$6,756.25	0.92%	1,338	\$5.05
Espanola Regional Hydro Distribution Corporation	2	EB-2007-0901	\$1,304,404	\$9,735.32	0.75%	3,316	\$2.94
Rideau St. Lawrence Distribution Inc.	2	EB-2007-0762	\$2,267,241	\$12,388.05	0.55%	5,864	\$2.11
Lakefront Utilities Inc.	2	EB-2007-0761	\$5,077,851	\$17,257.19	0.34%	9,057	\$1.91
Halton Hills Hydro Inc.	2	EB-2007-0696	\$10,446,283	\$21,206.04	0.20%	20,214	\$1.05
Norfolk Power Distribution Inc.	2	EB-2007-0753	\$12,800,352	\$12,699.65	0.10%	18,641	\$0.68
PUC Distribution Inc.	1	EB-2007-0931	\$17,191,211	\$5,338.36	0.03%	32,512	\$0.16
Oshawa PUC Networks Inc.	3	EB-2007-0710	\$20,440,000	\$22,204.50	0.11%	50,978	\$0.44
AMPCO Motion on Oshawa PUC Networks Decision	4	EB-2008-0099	\$20,440,000	\$45,032.40	0.22%	50,979	\$0.88
Barrie Hydro Distribution Inc.	2	EB-2007-0746	\$35,008,572	\$11,968.00	0.03%	68,535	\$0.17
Enersource Hydro Mississauga Inc.	5	EB-2007-0706	\$124,300,000	\$111,258.31	0.09%	183,706	\$0.61
Hydro Ottawa Ltd.	4	EB-2007-0713	\$147,951,054	\$81,425.95	0.06%	286,995	\$0.28
Toronto Hydro-Electric System	5	EB-2007-0680	\$498,400,000	\$250,344.26	0.05%	679,864	\$0.37
					0.36%	average	\$1.51

Appendix “B”

To Procedural Order No. 1

**Tillsonburg Hydro Inc.
EB-2008-0246**

List of Intervenors

APPENDIX B
TILLSONBURG HYDRO INC.
EB-2008-0246

LIST OF INTERVENORS

	Organization	Rep. And Address for Service
1.	Vulnerable Energy Consumers Coalition	Public Interest Advocacy Centre 34 King Street East, Suite 1102 Toronto, Ontario M5C 2X8 Attn: Mr. Michael Buonaguro Tel: 416 767-1666 Fax: 416 348-0641 Email: mbuonaguro@piac.ca
	AND	Econalysis Consulting Services 34 King Street East, Suite 1102 Toronto, Ontario M5C 2X8 Attn: Mr. Bill Harper Tel: (416) 348-0193 Fax: (416) 348-0641 Email: bharper@econalysis.ca
2.	Energy Probe Research Foundation	Mr. Peter T. Faye Barrister and Solicitor 42 Eastwood Crescent Markham, Ontario L3P 5Z7 Tel: (905) 294-2013 Email: pfaye@rogers.com
	AND	Energy Probe Research Foundation 225 Brunswick Ave. Toronto, Ontario M5S 2M6 Attn: Mr. David S. MacIntosh Tel: (416) 964-9223 Ext. 235 Fax: (416) 964-8239 Email: DavidMacIntosh@nextcity.com

3. School Energy Coalition

Ontario Education Services Corporation
% Ontario Public School Boards Association
439 University Avenue, 18th Floor
Toronto, Ontario
M5G 1Y8
Attn: Mr. Bob Williams, Co-ordinator

Tel: (416) 340-2540
Fax: (416) 340-7571
Email: bwilliams@opsba.org

AND

Shibley Righton LLP
Barristers and Solicitors
250 University Avenue, Suite 700
Toronto, Ontario
M5H 3E5
Attn: Mr. John De Vellis

Tel: (416) 214-5232
Fax: (416) 214-5432
Email: john.devellis@shibleyrighton.com

AND

Institutional Energy Analysis, Inc.
250 University Avenue, Suite 700
Toronto, Ontario
M5H 3E5
Attn: Ms. Rachel Chen, Principal Consultant

Tel: (416) 214-5218
Fax: (416) 214-5418
Email: rachel.chen@ieai.ca

4. Association of Major Power Consumers in Ontario

Association of Major Power Consumers in Ontario
372 Bay Street, Suite 1702
Toronto, Ontario
M5H 2W9
Attn: Mr. Adam White, President

Tel: (416) 260-0225
Fax: (416) 260-0442
Email: awhite@ampco.org

AND

Ms. Christine Dade
1449 Connery Crerscent
Oshawa, Ontario
L1J 8E8

Tel: (905) 723-9895
Email: dade9895@rogers.com

AND

Association of Major Power Consumers in Ontario
372 Bay Street, Suite 1702
Toronto, Ontario
M5H 2W9
Attn: Ms. Shelley Grice

Tel: (416) 260-0280 ext 104
Fax: (416) 260-0442
Email: sgrice@ampco.org

5. Ms. Katherine Englander

7 Segal Drive
Tillsonburg, Ontario
N4G 4P4

Tel: 519 688-2936
Email: katherinee@rogers.com