

## **Attachment A**

#### **5.4 Is London Hydro's request for an extension to the exception granted to it under section 71(4) of the OEB Act to carry out certain Green Button related services that are non-distribution related activities appropriate?**

##### **Full Settlement**

For the purposes of settlement the Parties have agreed to a 3-year extension of the exemption previously granted to LH under s. 71(4) of the OEB Act, from May 1, 2022 to April 30, 2025, to allow it to carry out certain Green Button related services that are non-distribution related activities, on similar terms as set out in the OEB's Decision and Order in EB-2018-0118, dated September 6 2018. The Parties have agreed to the extension in recognition of LH's unique role in Green Button related development in Ontario, LH's desire to continue to directly assist in that development, and the delay in the implementation of the province-wide Green Button requirements until November 1, 2023.

As a condition of the extension of the exemption, the Parties agree that:

- a) LH shall not seek a further exemption relating to carrying out Green Button related services that are non-distribution related activities under s. 71(4) of the OEB Act beyond April 30, 2025.
- b) LH will track all direct and indirect associated with the Green Button program, including those related to the provision of Green Button services provided to customers, recognizing that the tracking of indirect costs will only be possible once the cost allocation study referred to in part c) is finalized.
- c) LH will undertake a cost allocation study of the appropriate allocation of costs for LH's provision of Green Button services and file it in its next cost of service application.
- d) In recognition that development of Green Button related services that have been offered to non-LH distributors customers has taken place within the distribution company in the absence of a cost allocation study such as the one required under part c), LH will credit up-front to customers an additional \$89,960 in 2022 Other Revenue (See Issue 2.1) which represents 50% of the amortized forecast Green Button services profits over the 2022 to 2026 period (See 1-Staff-9(c)). The appropriate amount to be credited to customers will be revised in LH's next cost of service application once the cost allocation study results are available.

##### **Evidence References**

- EXHIBIT 1 - ADMINISTRATION
- EXHIBIT 1.1.3.7 INNOVATION
- EXHIBIT 1.9.1.8 GREEN BUTTON DATA

## **IR Responses**

|            |                          |           |            |
|------------|--------------------------|-----------|------------|
| 1.0-VECC-3 | 1-CCC-7                  | 1-SEC-7   | 1-Staff-10 |
| 1-Staff-11 | 1-Staff-6                | 1-Staff-7 | 1-Staff-8  |
| 1-Staff-9  | 4.0-VECC-43              | 4-SEC-40  | 4-SEC-49   |
| 4-Staff-57 | Supplementary 1-Staff-98 |           |            |

## **Supporting Parties**

- SEC, VECC, CCC, LPMA, CKSPFN-Southwind

## **Parties Taking No Position**

- Environmental Defence