



EB-2008-0232

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 Hydro
One Remote Communities 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

Hydro One Remote Communities Inc. ("Remotes") filed an application with the Ontario Energy Board (the "Board"), received on August 29, 2008 under section 78 of the *Ontario Energy Board Act*, 1998, seeking approval for changes to the rates that Remotes charges for electricity distribution, to be effective May 1, 2009. The Board has assigned File Number EB-2008-0232 to this application.

The Board issued a Notice of Application and Hearing on September 23, 2008. The Department of Indian Affairs and Northern Development ("DIAND") has applied for intervenor status. Energy Probe and the Nishnawbe Aski Nation ("NAN") applied for intervenor status and cost eligibility.

The Board concludes that these parties should be granted intervenor status.

The Board has also determined that Energy Probe and NAN are each eligible to apply for an award of costs under the Board's *Practice Direction on Cost Awards*.

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 that summarizes the approved cost awards for those distributors that made cost of service applications for their 2008 rates.

A list of parties to this proceeding is attached as Appendix A to this order. A list of intervenor cost awards approved for certain 2008 cost of service applications is attached as Appendix B to this order.

The Board has decided to make provision at this time for written interrogatories.

After the interrogatory responses have been received the Board will determine whether provision should be made for additional interrogatories, a technical conference or a settlement conference, after which the Board will determine whether to conduct an oral hearing.

This Procedural Order addresses the interrogatory process. 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. Board staff shall request information and material from Remotes that is in addition to Remotes' pre-filed evidence with the Board, and that is relevant to the hearing, by written interrogatories filed with the Board and delivered to Remotes on or before **December 8, 2008**. Where possible, the questions should specifically reference the pre-filed evidence.
2. Intervenors who wish information and material from Remotes that is in addition to Remotes' pre-filed evidence with the Board, and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to Remotes on or before **December 15, 2008**. Where possible, the questions should specifically reference the pre-filed evidence.
3. Remotes shall file with the Board complete responses to the interrogatories and deliver them to the intervenors no later than **January 19, 2009**.

All filings to the Board must quote file number EB-2008-0232, 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.

DATED at Toronto, November 17, 2008

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Address

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

Appendix A
HYDRO ONE REMOTE COMMUNITIES INC.
2009 ELECTRICITY DISTRIBUTION APPLICATION

EB-2008-0232
LIST OF PARTIES

Applicant	Rep. And Address for Service
Hydro One Remote Communities Inc.	Mr. Glen MacDonald Senior Advisor, Regulatory Affairs Hydro One Remote Communities Inc. 483 Bay Street 8 th Floor – South Tower Toronto, ON M5G 2P5 Tel: (416) 345-5913 Fax: (416) 345-5866 Email: glen.e.macdonald@HydroOne.com
AND	Mr. John D. Strung Rogers Partners LLP 181 University Ave, Suite 1900 Toronto, ON M5H 3M7 Tel: (416) 594-4503 Fax: (416) 594-9100 Email: john.strung@rogerspartners.com
Intervenor	Rep. And Address for Service
1. Nishnawbe Aski Nation	Mr. Douglas M. Cunningham 10 King Street East, Suite 600 Toronto, ON M5C 1C3 Tel: 416-703-3729 Fax: 416-703-9111 Email: dmc@cunningham-gillespie.com

2. Energy Probe

Peter T. Faye
Barrister and Solicitor
42 Eastwood Crescent
Markham ON L3P 5Z7

Tel: 905-294-2013
Email: pfaye@rogers.com

AND

David MacIntosh
C/O Energy Probe
225 Brunswick Ave.
Toronto, ON M5S 2M6

Tel: 416-964-9223 Ext: 235
Fax: 416-964-8239
Email: DavidMacIntosh@nextcity.com

**3. Department of Indian
Affairs and Northern
Development**

Ms Linda Churchley
Strategic Direction and Policy
Indian and Northern Affairs
100 – 101 Anemki Drive
Thunder Bay, ON P7J 1A5

Tel: 807-624-1563
Fax: 807-623-0540
Email: churchleyl@inac.gc.ca

Appendix B

to

Procedural Order #1

**HYDRO ONE REMOTE COMMUNITIES INC.
2009 ELECTRICITY DISTRIBUTION APPLICATION**

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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	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