



EB-2008-0241

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 Peterborough
Distribution 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

Peterborough Distribution Inc. (Peterborough Dist. or the Applicant) filed an application with the Ontario Energy Board, received on October 10, 2008, under section 78 of the *Ontario Energy Board Act, 1998*, (the Act), seeking approval for changes to the rates that Peterborough Dist. charges for electricity distribution, to be effective May 1, 2009. The Board has assigned the application File Number EB-2008-0241.

The Board issued a Notice of Application and Hearing on October 28, 2008. The Applicant has indicated that the Notice was published in the Peterborough Examiner on Saturday, November 8, 2008 and in the Lakefield Herald and the Norwood Shield on Friday November 14, 2008.

The Vulnerable Energy Consumers Coalition applied for intervenor status, together with the awarding of costs associated with its participation. No objections were received from the Applicant. The Board accepts the request of this party.

On November 27, 2008, the Board received a request for intervenor status, together with the awarding of costs, from the Association of Major Power Consumers in Ontario (AMPCO). The Applicant has not had an opportunity to object to this request. Subject to such objection and the need for further deliberation, the Board grants AMPCO's request, together with the awarding of costs associated with its participation.

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, an intervenor should be mindful of the potential impact of these costs upon

ratepayers, which the Board will take into consideration when it determines its cost award. The Board will also take into account the quality and relevance of the intervention. 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 the Applicant and the intervenors is attached as Appendix B to this order.

As identified in the Notices of Application, the Board intends to proceed with its review of these applications by including an oral component. That component may be in the form of a technical conference or an oral hearing, or both. The extent of the oral component of the proceeding will be determined on a case by case basis.

The Board has decided to make provision for a phased approach to the discovery process for this proceeding. The first phase will consist of written interrogatories and responses. At the completion of this first phase of the discovery process, the Board will determine whether further discovery, in the form of a technical conference or additional interrogatories is required, and whether to order that a Settlement Conference be held. Subsequently, the Board will determine whether additional aspects of the review need to be dealt with through an oral hearing and will advise the Applicant and parties accordingly.

This Procedural Order speaks only to the first phase of discovery for this proceeding. 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 intervenors and Board staff who wish information and material from the Applicant that is in addition to the Applicant's 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 the Applicant on or before Friday, December 19, 2008. Where possible, the questions should specifically reference the pre-filed evidence.
2. The Applicant shall file with the Board complete responses to the interrogatories and deliver them to the intervenors no later than Friday January 23, 2009.

3. All filings to the Board must quote the file number EB-2008-0241, 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.
4. 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, December 1, 2008.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

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

Appendix “A”

To Procedural Order No. 1

Peterborough Distribution Inc.

EB-2008-0241

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

Peterborough Distribution Inc.

EB-2008-0241

List of Applicant and Intervenor

**PETERBOROUGH DISTRIBUTION INC.
2009 COST OF SERVICE DISTRIBUTION RATE APPLICATION**

**EB-2008-0241
APPLICANT & LIST OF INTERVENTIONS**

December 1, 2008

Applicant

Rep. And Address for Service

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Intervenors

Rep. And Address for Service

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Consumers in Ontario**

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AND

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**2. Vulnerable Energy Consumers
Coalition**

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