

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

**AND IN THE MATTER OF a consultation initiated by the Board with respect to the transition to International Financial Reporting Standards.**

**NOTICE OF INTERVENTION**

**OF THE**

**SCHOOL ENERGY COALITION**

1. The School Energy Coalition applies for intervenor status in this proceeding.

**General Interest of the Intervenor**

2. The School Energy Coalition is a coalition established to represent the interests of all Ontario publicly-funded schools in matters relating to energy regulation, policy, and management. It is made up all seven of the major school-related organizations, representing all of the school boards, and all levels of school management, and through them representing the approximately 5000 schools and about 2 million students in Ontario. The primary goal of these organizations is to promote and enhance public education for the benefit of all students and citizens of Ontario.
3. The intervenor's members have a significant interest in the activities of regulated utilities and their affiliates in the province, due to the severe financial implications those activities have on school boards, their students and the people of the province of Ontario. Utility costs are one of the most significant cost pressures facing school boards. The cost of energy services to the intervenor's members is currently in excess of \$400 million, and has increased rapidly over the last ten years. To produce balanced budgets in the face of ever increasing utility costs, school boards have repeatedly been forced to cut essential programs and services to the detriment of the students and the public of the province of Ontario. All schools in the province are impacted by changes in the rates charged by, and policies applicable to, regulated utilities.

**Issues to be Addressed**

4. The School Energy Coalition is intervening:

- a. To provide initial input into the issues that should be considered by the Board in this consultation;
  - b. To review all proposals and evidence relating to the issues determined by the Board to be relevant, to test all such proposals and evidence, and to provide input, comment, and other assistance to the Board with respect to those matters;
  - c. Where appropriate and feasible, to propose alternative for the Board's consideration where there are rate impacts, or financial impacts on utilities, that are material;
  - d. To review and provide input on any additional issues raised by the parties during the process; and
  - e. Generally to represent the interests of the school boards and their students in this proceeding in all major aspects of the issues being addressed.
5. The foregoing summary is intended to be illustrative but not exhaustive. The School Energy Coalition will review filed material and other evidence as the record develops, and will advise parties of any further areas of interest/concern as the proceeding continues.

#### **The Intervenor's Intended Participation**

6. The School Energy Coalition intends to participate in the issues conference and provide comments thereon, and in all Technical Conferences and other consultation forums, and to provide oral and written submissions on the issues at the appropriate points in the process. If as we would anticipate, there is a part of the process in which evidence of parties is tested through debate, cross-examination, or other means, SEC would seek to be actively involved in those activities. SEC intends generally to be involved in each aspect of this process as it develops.
7. If the Board considers involvement of ratepayer experts as an acceptable level of participation by ratepayer groups, SEC will consider retaining experts – solely, or jointly with other parties – to the extent that they can add value to the process.

#### **Counsel/Representative**

8. The School Energy Coalition requests that a copy of all documents filed with the Board by each party to this proceeding be served on the Applicant, and on the Applicant's counsel and case manager as follows:

(a) School Energy Coalition:

**ONTARIO EDUCATION SERVICES CORPORATION**  
**c/o Ontario Public School Boards Association**  
439 University Avenue, 18<sup>th</sup> Floor  
Toronto, ON  
M5G 1Y8

Attn: Wayne McNally, SEC Co-ordinator  
Phone: 416 340-2540  
Fax: 416 340-7571  
Email: [wmcnally@opsba.org](mailto:wmcnally@opsba.org)

(b) School Energy Coalition's counsel:

**SHIBLEY RIGHTON LLP**  
Barristers and Solicitors  
250 University Avenue, Suite 700  
Toronto, Ontario, M5H 3E5

Attn: Jay Shepherd  
Phone: 416 214-5224  
Fax: 416 214-5424  
Email: [jay.shepherd@shibleyrighton.com](mailto:jay.shepherd@shibleyrighton.com)

(c) School Energy Coalition's case manager:

**INSTITUTIONAL ENERGY ANALYSIS INC.**  
250 University Avenue, Suite 700  
Toronto, Ontario, M5H 3E5

c/o Tanya Watson  
Phone: 416 214-5261  
Fax: 416 214-5461  
Email: [tanya.watson@shibleyrighton.com](mailto:tanya.watson@shibleyrighton.com)

### **Costs**


9. The School Energy Coalition intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. The School Energy Coalition has participated in many past natural gas and electricity proceedings in Ontario, consultations, rate cases, and other processes and hearings, and has been found eligible to be paid its reasonably incurred costs in all of those proceedings.
10. The School Energy Coalition is eligible for a cost award because it "primarily represents the interests of consumers (e.g. ratepayers) in relation to regulated services". School boards are

one of the largest groups of non-industrial energy consumers in the province, and their energy costs have a direct impact on the education of millions of Ontario children. The formation of the School Energy Coalition ensured that all representatives of the interests of schools participated jointly in OEB proceedings.

11. The School Energy Coalition is not ineligible by reason of any of the criteria contained in section 3.05 of the Practice Direction on Cost Awards.

Respectfully submitted on behalf of the School Energy Coalition this 30<sup>th</sup> day of December, 2008

**SHIBLEY RIGHTON LLP**

Per:   
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Jay Shepherd