



EB-2007-0031

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

AND IN THE MATTER OF cost awards for stage 1 of a
consultation process to develop a policy framework for
electricity distribution rate design.

BEFORE: Pamela Nowina
Vice Chair and Presiding Member

Paul Vlahos
Member

Ken Quesnelle
Member

DECISION AND ORDER ON COST AWARDS

Background

On March 30, 2007, the Ontario Energy Board (the "Board") began a consultation process in relation to the development of a policy framework for electricity distribution rate design. In its letter of March 30, 2007, the Board stated that cost awards would be available to eligible persons in relation to their participation in this consultation process under section 30 of the *Ontario Energy Board Act, 1998* (the "Act"), and that any costs awarded would be recovered from all licensed rate-regulated distributors. Appendix A to the Board's letter identified the activity eligible for cost awards in stage 1 of this consultation (the provision of written comments on Board staff's Discussion Paper), as well as the maximum number of hours for which cost awards would be available for that activity (10 hours).

In accordance with the Decisions on Cost Eligibility issued by the Board on July 3, 2007 and August 14, 2007, the following participants were found to be eligible for an award of

costs in this consultation: Building Owners and Managers Association of Greater Toronto (“BOMA”); Consumers Council of Canada (“CCC”); Energy Probe Research Foundation (“Energy Probe”); Federation of Ontario Cottagers’ Association Inc. (the “Federation”); Green Energy Coalition (“GEC”); London Property Management Association (“LPMA”); Low-income Energy Network (“LIEN”) (stage 1 of the consultation only); Pollution Probe; School Energy Coalition (“SEC”); and Vulnerable Energy Consumers Coalition (“VECC”) (together, the “eligible participants”).

On October 2, 2007, the Board issued, on its own motion, a Notice of Hearing for Cost Awards in relation to stage 1 of this consultation process (the “Notice”).

The following eligible participants submitted cost claims by the October 16, 2007 deadline specified in the Notice: Energy Probe; the Federation; GEC; LPMA; LIEN; Pollution Probe; SEC; and VECC. No cost claims were received from either BOMA or CCC. No objections to the cost claims as filed were received from any licensed rate-regulated distributor.

Board Findings on the Cost Claims of the Eligible Participants

The cost claims filed by each of Energy Probe, the Federation, GEC, LPMA, LIEN and VECC are within the 10-hour maximum set by the Board in its March 30, 2007 letter. The Board finds that each of these eligible participants is entitled to 100% of its reasonably incurred costs of participating in this consultation.

The cost claims filed by each of Pollution Probe and SEC exceed the 10-hour maximum set by the Board. Pollution Probe’s cost claim includes amounts relating to costs incurred by it in providing information that it was directed to provide in the Board’s July 3, 2007 Decision on Cost Eligibility. The information was sought by the Board in order to avoid the duplication of funded participation, and Pollution Probe’s eligibility for cost awards was subject to it providing the information. Filing of this information was not identified as an activity eligible for cost awards in this consultation, and the Board does not believe it is appropriate for Pollution Probe to be awarded costs for this activity. SEC did not offer an explanation as to why its cost claim exceeds the maximum set by the Board. The number of hours claimed by each of these eligible participants will be reduced to the allowed maximum of 10 hours. Subject to this reduction, the Board finds that Pollution Probe and SEC are entitled to all of their other respective reasonably incurred costs of participating in this consultation.

The amount payable by each individual licensed rate-regulated distributor in relation to costs awarded to each eligible participant is listed in Appendix A to this Decision and Order.

Process for Paying Cost Awards

As stated in its March 30, 2007 letter, the Board will use the process set out in section 12 of its *Practice Direction on Cost Awards* to implement the payment of the cost awards for this consultation. Therefore, the Board will act as a clearing house for all payments of cost awards relating to this consultation. Invoices will be issued to distributors at the same time as are invoices for cost assessments made under section 26 of the Act. The practice of the Board is to issue to each distributor one invoice that covers all cost awards payable by that distributor for the relevant period. As a result, the invoice may cover cost awards payable in relation to a number of consultations, including this one.

THE BOARD THEREFORE ORDERS THAT:

1. The amounts to be paid by each individual distributor in relation to the costs awarded to each eligible participant are as set out in Appendix A to this Decision and Order.
2. The individual distributors listed Appendix A to this Decision and Order shall pay the costs awarded to each of the eligible participants as set out in Appendix A. Payment shall be made to the Ontario Energy Board in accordance with the invoice issued to the individual distributor, and shall be due at the same time as cost assessments made under section 26 of the Act are due.

DATED at Toronto, November 28, 2007

Original signed by

Pamela Nowina
Vice Chair and Presiding Member

Original signed by

Paul Vlahos
Member

Original signed by

Ken Quesnelle
Member

Appendix A

**To the Board's
Decision and Order on Cost Awards**

Dated November 28, 2007

EB-2007-0031

Appendix A
To the Board's Decision and Order on Cost Awards
Dated November 28, 2007
EB-2007-0031
Rate Design for Electricity Distributors

<i>Electricity Distributor</i>	<i>Energy Probe Research Foundation</i>	<i>Vulnerable Energy Consumers Coalition</i>	<i>School Energy Coalition</i>	<i>Green Energy Coalition</i>	<i>London Property Management Association</i>	<i>Low Income Energy Network</i>	<i>Pollution Probe</i>	<i>Total Billing</i>
Atikokan Hydro Inc.	0.57	0.39	0.58	0.40	0.62	0.62	0.47	3.65
Attawapiskat First Nation	0.64	0.44	0.66	0.46	0.71	0.70	0.54	4.15
Barrie Hydro Distribution Inc.	25.20	17.31	25.85	17.81	27.60	27.40	20.97	162.14
Bluewater Power Distribution Corp.	12.13	8.33	12.45	8.58	13.29	13.19	10.10	78.08
Brant County Power Inc.	3.87	2.66	3.97	2.73	4.24	4.21	3.22	24.88
Brantford Power Inc.	12.18	8.37	12.50	8.61	13.34	13.25	10.14	78.37
Burlington Hydro Inc.	24.15	16.58	24.77	17.07	26.45	26.25	20.09	155.35
Cambridge & North Dumfries Hydro Inc.	18.12	12.44	18.59	12.81	19.85	19.70	15.08	116.58
Canadian Niagara Power Inc. (Incl. Ft. Erie, East.Ont.Power & Pt. Colborne)	10.25	7.04	10.52	7.25	11.23	11.15	8.53	65.96
Centre Wellington Hydro Ltd	2.21	1.51	2.26	1.56	2.42	2.40	1.84	14.19
Chapleau Public Utilities Corp.	0.41	0.28	0.42	0.29	0.45	0.44	0.34	2.61
Chatham-Kent Hydro Inc.	11.06	7.60	11.35	7.82	12.12	12.03	9.20	71.18
Clinton Power Corp.	0.39	0.27	0.40	0.27	0.42	0.42	0.32	2.49
Collus Power Corp.	3.36	2.31	3.44	2.37	3.68	3.65	2.79	21.60

<i>Electricity Distributor</i>	<i>Energy Probe Research Foundation</i>	<i>Vulnerable Energy Consumers Coalition</i>	<i>School Energy Coalition</i>	<i>Green Energy Coalition</i>	<i>London Property Management Association</i>	<i>Low Income Energy Network</i>	<i>Pollution Probe</i>	<i>Total Billing</i>
Cooperative Hydro Embrun Inc.	0.43	0.30	0.44	0.30	0.47	0.47	0.36	2.76
Dutton Hydro Ltd.	0.11	0.07	0.11	0.08	0.12	0.12	0.09	0.69
E.L.K. Energy Inc.	2.62	1.80	2.69	1.85	2.87	2.85	2.18	16.84
Enersource Hydro Mississauga Inc.	93.26	64.05	95.67	65.92	102.15	101.41	77.60	600.07
<i>Enwin</i> Powerlines Inc.	32.88	22.58	33.73	23.24	36.01	35.75	27.36	211.53
Erie Thames Powerlines Corp.	4.91	3.37	5.04	3.47	5.38	5.34	4.09	31.59
Espanola Regional Hydro Distribution Corp.	0.83	0.57	0.85	0.58	0.91	0.90	0.69	5.32
Essex Powerlines Corp.	8.25	5.66	8.46	5.83	9.03	8.97	6.86	53.06
Festival Hydro Inc.	7.55	5.18	7.74	5.33	8.27	8.21	6.28	48.56
Fort Albany Power Corp.	0.46	0.31	0.47	0.32	0.50	0.49	0.38	2.93
Fort Frances Power Corp.	1.20	0.82	1.23	0.84	1.31	1.30	0.99	7.69
Grand Valley Energy Inc.	0.15	0.10	0.15	0.11	0.16	0.16	0.12	0.96
Great Lakes Power Ltd.	11.43	7.85	11.72	8.08	12.52	12.43	9.51	73.52
Greater Sudbury Hydro Inc.	14.79	10.16	15.17	10.46	16.20	16.08	12.31	95.18
Grimsby Power Inc.	2.67	1.84	2.74	1.89	2.93	2.91	2.22	17.20
Guelph Hydro Electric Systems Inc.	19.38	13.31	19.88	13.70	21.23	21.08	16.13	124.71
Haldimand County Hydro Inc.	8.06	5.54	8.27	5.70	8.83	8.76	6.71	51.86
Halton Hills Hydro Inc.	7.60				8.32			

<i>Electricity Distributor</i>	<i>Energy Probe Research Foundation</i>	<i>Vulnerable Energy Consumers Coalition</i>	<i>School Energy Coalition</i>	<i>Green Energy Coalition</i>	<i>London Property Management Association</i>	<i>Low Income Energy Network</i>	<i>Pollution Probe</i>	<i>Total Billing</i>
		5.22	7.80	5.37		8.26	6.32	48.90
Horizon Utilities Corporation	72.30	49.66	74.17	51.10	79.19	78.62	60.16	465.19
Hydro Hawkesbury Inc.	1.01	0.69	1.04	0.71	1.11	1.10	0.84	6.49
Hearst Power Distribution Co. Ltd.	0.51	0.35	0.53	0.36	0.56	0.56	0.43	3.31
Hydro 2000 Inc.	0.26	0.18	0.27	0.19	0.29	0.29	0.22	1.69
Hydro One Brampton Inc.	51.13	35.11	52.45	36.14	56.00	55.59	42.54	328.95
Hydro One Networks INC.(Including Remote Communities)	633.52	435.09	649.88	447.77	693.89	688.87	527.13	4,076.15
Hydro Ottawa Limited	81.69	56.11	83.80	57.74	89.48	88.83	67.98	525.63
Innisfil Hydro Distribution Systems Ltd.	4.95	3.40	5.08	3.50	5.42	5.38	4.12	31.86
Kashechewan Power Corp.	0.63	0.44	0.65	0.45	0.69	0.69	0.53	4.08
Kenora Hydro Electric Corp. Ltd.	1.25	0.86	1.28	0.88	1.37	1.36	1.04	8.04
Kingston Electricity Distribution Ltd.	7.27	4.99	7.45	5.14	7.96	7.90	6.05	46.76
Kitchener-Wilmot Hydro Inc.	28.38	19.49	29.12	20.06	31.09	30.86	23.62	182.62
Lakefront Utilities Inc.	3.93	2.70	4.03	2.78	4.30	4.27	3.27	25.28
Lakeland Power Distribution Ltd.	3.55	2.44	3.64	2.51	3.89	3.86	2.95	22.84
London Hydro Inc.	40.10	27.54	41.13	28.34	43.92	43.60	33.36	257.99
Middlesex Power Distribution Corp.	2.12	1.46	2.17	1.50	2.32	2.30	1.76	13.63
Midland Power Utility Corp.	2.40	1.65	2.47	1.70	2.63	2.61	2.00	15.46
Milton Hydro Distribution Inc.	8.52				9.33			

<i>Electricity Distributor</i>	<i>Energy Probe Research Foundation</i>	<i>Vulnerable Energy Consumers Coalition</i>	<i>School Energy Coalition</i>	<i>Green Energy Coalition</i>	<i>London Property Management Association</i>	<i>Low Income Energy Network</i>	<i>Pollution Probe</i>	<i>Total Billing</i>
		5.85	8.74	6.02		9.26	7.09	54.81
Newbury Power Inc.	0.04	0.03	0.04	0.03	0.04	0.04	0.03	0.25
Newmarket Hydro Ltd.	11.78	8.09	12.08	8.32	12.90	12.81	9.80	75.78
Niagara Falls Hydro Inc.	12.44	8.55	12.76	8.79	13.63	13.53	10.35	80.06
Niagara-On-The-Lake Hydro Inc.	3.40	2.33	3.48	2.40	3.72	3.69	2.83	21.85
Norfolk Power Distribution Inc.	7.33	5.03	7.52	5.18	8.03	7.97	6.10	47.16
North Bay Hydro Distibution Ltd.	7.51	5.16	7.70	5.31	8.22	8.16	6.25	48.31
Northern Ontario Wires Inc.	1.87	1.28	1.92	1.32	2.05	2.03	1.56	12.03
Oakville Hydro Electricity Distribution Inc.	23.83	16.37	24.45	16.84	26.10	25.91	19.83	153.33
Orangeville Hydro Ltd.	3.63	2.50	3.73	2.57	3.98	3.95	3.02	23.38
Orillia Power Distribution Corp.	5.77	3.96	5.92	4.08	6.32	6.27	4.80	37.11
Oshawa Puc Networks Inc.	15.65	10.75	16.06	11.06	17.15	17.02	13.03	100.72
Ottawa River Power Corp.	3.40	2.34	3.49	2.40	3.73	3.70	2.83	21.89
Parry Sound Power Corp.	1.44	0.99	1.47	1.02	1.57	1.56	1.20	9.25
Peninsula West Utilities Ltd.	7.52	5.16	7.71	5.31	8.23	8.17	6.25	48.36
Peterborough Distribution Inc.	12.23	8.40	12.55	8.64	13.40	13.30	10.18	78.69
Powerstream Inc.	95.61	65.66	98.08	67.57	104.72	103.96	79.55	615.15
Puc Distribution Inc.	9.88	6.78	10.13	6.98	10.82	10.74	8.22	63.55
Renfrew Hydro Inc.	1.22				1.33			

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		0.84	1.25	0.86		1.32	1.01	7.83
Rideau St. Lawrence Distribution Inc.	1.47	1.01	1.51	1.04	1.62	1.60	1.23	9.49
St. Thomas Energy Inc.	5.03	3.45	5.16	3.55	5.51	5.47	4.18	32.36
Sioux Lookout Hydro Inc.	1.16	0.80	1.19	0.82	1.27	1.26	0.96	7.45
Tay Hydro Electric Distribution Co. Inc.	1.19	0.82	1.22	0.84	1.30	1.29	0.99	7.65
Terrace Bay Superior Wires Inc.	0.40	0.27	0.41	0.28	0.44	0.43	0.33	2.56
Thunder Bay Hydro Electricity Distribution Inc.	14.27	9.80	14.64	10.09	15.63	15.52	11.88	91.84
Tillsonburg Hydro Inc.	1.57	1.08	1.61	1.11	1.72	1.70	1.30	10.07
Toronto Hydro-Electric System Ltd.	418.69	287.55	429.51	295.93	458.60	455.28	348.38	2,693.94
Veridian Connections Inc., Including Scugog Hydro	36.63	25.15	37.57	25.89	40.12	39.83	30.48	235.66
Wasaga Distribution Inc.	2.43	1.67	2.50	1.72	2.67	2.65	2.03	15.66
Waterloo North Hydro Inc.	19.51	13.40	20.01	13.79	21.37	21.22	16.23	125.54
Welland Hydro-Electric System Corp.	4.70	3.23	4.82	3.32	5.15	5.11	3.91	30.23
Wellington North Power Inc.	1.03	0.71	1.06	0.73	1.13	1.12	0.86	6.64
West Coast Huron Energy Inc.	1.08	0.74	1.11	0.76	1.18	1.17	0.90	6.94
West Nipissing Energy Services Ltd.	0.75	0.52	0.77	0.53	0.82	0.82	0.63	4.84
West Perth Power Inc.	0.62	0.42	0.63	0.44	0.67	0.67	0.51	3.96
Westario Power Inc.	6.39	4.39	6.55	4.51	7.00	6.94	5.31	41.09
Whitby Hydro Electric Corp.	16.31				17.87			

<i>Electricity Distributor</i>	<i>Energy Probe Research Foundation</i>	<i>Vulnerable Energy Consumers Coalition</i>	<i>School Energy Coalition</i>	<i>Green Energy Coalition</i>	<i>London Property Management Association</i>	<i>Low Income Energy Network</i>	<i>Pollution Probe</i>	<i>Total Billing</i>
		11.20	16.73	11.53		17.74	13.57	104.95
Woodstock Hydro Services Inc.	4.75	3.26	4.87	3.36	5.20	5.17	3.95	30.57
Total:	2,047.13	1,405.95	2,100.00	1,446.90	2,242.23	2,226.00	1,703.36	13,171.57