



**EB-2007-0690**

**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 Norfolk Power seeking an order to make changes to its Conservation and Demand Management plan;

**AND IN THE MATTER OF** an application by Norfolk Power under section 21(4)(b) of the *Ontario Energy Board Act, 1998*, seeking to dispose of the proceeding without a hearing.

**BEFORE:** Gordon Kaiser  
Presiding Member and Vice Chair

Cathy Spoel  
Member

## **DECISION AND ORDER**

Norfolk Power (“Norfolk” or the “Applicant”) filed an application, dated May 23, 2007 for an order seeking an extension to incremental third tranche spending in conjunction with its approved Conservation and Demand Management (“CDM”) plan. Norfolk has also requested, pursuant to subsection 21(4)(b) of the *Ontario Energy Board Act, 1998* (the “Act”) that the Ontario Energy Board (the “Board”) dispose of the proceeding without a hearing. The Board assigned file number EB-2007-0690 to this application.

On February 18, 2005, Norfolk was granted approval for its CDM plan. The total approved budget for Norfolk's CDM plan is \$581,000.

Norfolk is seeking an extension of the completion date for incremental third tranche CDM expenditures (RP-2005-0020/EB-2005-0340) from September 30, 2007 to March 31, 2008.

The Applicant stated that due to unanticipated delays in starting programs as a result of a lack of staff resources and the research involved with sourcing the right technology and services the extension is necessary.

Norfolk has also requested that the Board dispose of this matter without a hearing pursuant to section 21(4)(b) of the Act. Section 21(4)(b) of the Act states that the Board may dispose of a proceeding without a hearing if the Board determines that *"no person, other than the applicant, appellant or licence holder will be adversely affected in a material way by the outcome of the proceeding and the applicant, appellant or licence holder has consented to disposing of a proceeding without a hearing."*

Norfolk issued public notice of its original CDM application (RP-2004-0203 / EB-2004-0523) as directed by the Board. There were no intervenors in the application.

The Board approves the deadline extension to complete CDM activities to March 31, 2008 as proposed by Norfolk.

**THE BOARD ORDERS THAT:**

Norfolk Power is granted an extension to the completion date of third tranche CDM activities to March 31, 2008.

**DATED** at Toronto, August 23, 2007

**ONTARIO ENERGY BOARD**

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary