



RP-2004-0203
EB-2004-0502

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 COLLUS Power Corporation seeking an order to make changes to its Conservation and Demand Management plan;

AND IN THE MATTER OF an application by COLLUS Power Corporation 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

COLLUS Power Corporation (“Collus Power”) filed an application, dated July 26, 2005 for an order to approve changes to its Conservation and Demand Management (“CDM”) plan. Collus Power 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’s assigned file number in this application is RP-2004-0203 / EB-2004-0502.

On February 8, 2005, Collus Power was granted approval of its CDM plan. As a condition of approval, Collus Power was ordered to apply to the Board for approval if cumulative fund transfers among programs exceeded 20% of the approved budget.

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Collus Power is seeking approval to reallocate some of the funds originally allocated to its Investigate/Implement DR Programs (“load control program”). Collus Power indicated the proposed change is motivated by a desire to coordinate the roll out of load controllers with “Smart Meters” and real time distributions rates. Collus Power submitted that the coordination of load controllers and “Smart Meters” will increase the acceptability of “Smart Meters” and load controllers by providing customers the ability to take advantage of time of use rate incentives rather than utility incentives.

Collus Power proposes that \$142,000 of the \$176,000 previously allocated to the load control program be re-allocated to four existing programs and one new program. Collus Power proposes an increase of \$39,000 to the existing Partnership/Sponsorship program, an increase of \$51,500 to the existing System Optimization program, an increase of \$10,000 to the Renewable Energy Demonstration program, an increase of \$35,000 to the Power Factor Audit/Support for Demand Billed Customers program, and the allocation of \$6,500 in new funding to the Smart/Interval/Pay As You Go Meters program.

Collus Power has also requested 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.”

Collus Power issued public notice of its original CDM application (RP-2004-0203 / EB-2004-0502) as directed by the Board. The intervention period expired on January 22, 2004. There were no intervenors in the application. Based on the evidence filed, and in consideration of the level of participant involvement in the original proceeding, the Board finds that no person will be adversely affected in a material way by the outcome of this proceeding, and therefore finds that a hearing is not necessary.

The Board finds that the activities proposed by Collus Power qualify as CDM activities.

The Board approves the re-allocation of funds as proposed by Collus Power.

THE BOARD ORDERS THAT:

1. COLLUS Power Corporation is granted approval to re-allocate \$142,000 previously allocated to the "Investigate Implementation of DR Programs" as set out in the Decision.

DATED at Toronto, September 8, 2005.

ONTARIO ENERGY BOARD

Original signed by

John Zych
Board Secretary