



EB-2007-0111

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 Kenora Hydro Electric Corporation Ltd. seeking an order to make changes to its Conservation and Demand Management plan;

AND IN THE MATTER OF an application by Kenora Hydro Electric Corporation Ltd. 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

Kenora Hydro Electric Corporation Ltd. (“Kenora Hydro” or the “Applicant”) filed an application, dated March 30, 2007 for an order to approve changes to its Conservation and Demand Management (“CDM”) plan. Kenora Hydro 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-2007-0111 to this application.

On February 21, 2005, Kenora Hydro was granted approval of its CDM plan. The total approved budget for Kenora Hydro’s CDM plan is \$141,455. As a condition of approval, Kenora Hydro was ordered to apply to the Board for approval if cumulative fund transfers among programs exceeded 20% of the approved budget.

Kenora Hydro is seeking to reallocate funds allocated to their existing CDM programs.

Kenora Hydro also seeks an extension of the completion date for third tranche CDM expenditures from September 30, 2007 to April 30, 2008. The Applicant stated that some of the areas of proposed CDM funding received similar funding from the Ontario Power Authority and the Applicant subsequently decided not to complete the programs. Kenora has stated that they require the deadline extension to complete a revised CDM plan.

Kenora Hydro has concluded that smart meter research efforts would be a duplication of studies completed by other utilities. \$20,000 will be reallocated to the Business A/C Rebate load control program. The Business A/C Rebate program is not an approved program from the Order of Feb. 21, 2005. Kenora has cited that \$25,000 originally allocated to Distribution Generation Research is no longer prudent, and has requested to reallocate the funds within existing programs. The total reallocation of funds is \$45,000. The proposed funding transfers are outlined in Table 1 below.

Table 1 - Requested changes to CDM budget

Program	Approved on Feb 21, 2005	Requested on March 30, 2007	Net Change
Public Awareness and Rebates	\$22,455	\$37,000	\$14,545
Load Control & System Optimization	\$43,000	\$53,455	\$10,455
Smart Meter Pilot	\$25,000	\$5,000	-\$20,000
Distribution Generation Research	\$25,000	\$0	-\$25,000
Traffic Light Conversion	\$26,000	\$26,000	\$0
Business A/C Rebate	\$0	\$20,000	\$20,000
Reallocation totals			\$45,000
Total	\$141,455	\$141,455	\$0

Kenora Hydro 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.”*

Kenora Hydro issued public notice of its original CDM application (RP-2004-0203 / EB-2004-0511) as directed by the Board. 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 Kenora Hydro qualify as CDM activities.

The Board approves the re-allocation of funds as proposed by Kenora Hydro.

The Board approves the deadline extension to complete CDM activities to April 30, 2008 as proposed by Kenora Hydro.

THE BOARD ORDERS THAT:

1. Kenora Hydro Electric Corporation Ltd. is granted approval to reallocate the funds with the CDM plan as outlined in Table 1, and as set out in this Decision and Order.
2. Kenora Hydro Electric Corporation Ltd. is granted an extension to the completion date of third tranche CDM activities to April 30, 2008.

DATED at Toronto, May 1, 2007
ONTARIO ENERGY BOARD

Original signed by

Peter H. O'Dell
Assistant Board Secretary