



EB-2007-0065

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 Westario Power Inc. seeking an order to make changes to its Conservation and Demand Management plan;

AND IN THE MATTER OF an application by Westario Power Inc. 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

Westario Power Inc. (“Westario Power” or the “Applicant”) filed an application, dated March 14, 2007 for an order to approve changes to its Conservation and Demand Management (“CDM”) plan. Westario 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 assigned file number EB-2007-0065 to this application.

On February 8, 2005, Westario Power was granted approval of its CDM plan. The total approved budget for Westario Power’s CDM plan is \$664,984. As a condition of approval, Westario 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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Westario Power is seeking to reallocate funds allocated to their existing CDM programs. Westario Power requests that amounts totalling \$480,000 be reallocated to new and existing programs that were previously outlined in their original CDM plan.

Westario Power had originally allocated \$235,000 to System Optimization, and has concluded that several factors would complicate the completion of this program, and has requested that this program be discontinued. The Applicant also requested reallocation of \$40,000 from the Renewable Energy Demonstration program, citing similar demonstrations by other utilities. Westario Power has also requested to reallocate the remaining funds, totalling \$205,000, from “Investigate/Implement DR Programs” to various programs. Westario Power referred to the status of the load control system, the main component of this program, in combination with smart meters and OPA load control initiatives as the reasons why this program is no longer prudent.

The new elements of Westario Power’s CDM Plan and amounts to be reallocated are as follows:

- Audit/Incentives for Industry/Commercial programs – to assist industry to better understand opportunities that can result from energy management: \$91,000
- Technology Exchange/Incentives programs – provision of energy efficient products for the low income sector, incentives for municipal lighting, EnergyStar Appliance information programs: \$122,000

Westario Power also intends to reallocate \$158,000 towards Education and Promotion programs. The Applicant cited continuation of radio advertising, school programs, and a load monitor program to drive energy savings. The Applicant also proposed to reallocate \$68,000 to Partnership/Sponsorship programs. The main components of the Partnership/Sponsorship programs are home audit support for seniors, energy efficiency fundraiser, and the Energy Efficiency Demonstration Project. A complete listing of the programs and proposed funding transfers are outlined in Table 1.

Table 1 - Requested changes to CDM budget

Program	Original Budget	Revised Budget	Net Change
Customer Survey	\$1,000	\$4,000	\$3,000
Conservation Website	\$20,000	\$20,000	\$0
Education and Promotion	\$10,000	\$168,000	\$158,000
Partnership/Sponsorship	\$30,000	\$98,000	\$68,000
System Optimization	\$235,000	\$0	-\$235,000
Renewable Energy Demonstration	\$40,000	\$0	-\$40,000
Inv./Implement DR Programs	\$270,000	\$65,000	-\$205,000
Audit/Incentives for Ind./Com.	\$0	\$91,000	\$91,000
Smart Meters	\$50,000	\$88,000	\$38,000
Technology Exchange/Incentives	\$0	\$122,000	\$122,000
Total amount of reallocation			\$480,000
Total	\$656,000	\$656,000	\$0

Westario Power has 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.”*

Westario Power issued public notice of its original CDM application (RP-2004-0203 / EB-2004-0502) 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 Westario Power qualify as CDM activities.

The Board approves the reallocation of funds as proposed by Westario Power.

THE BOARD ORDERS THAT:

1. Westario Power Inc. 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.

DATED at Toronto, May 01, 2007

ONTARIO ENERGY BOARD

Original signed by

Peter O'Dell
Assistant Board Secretary