



**EB-2007-0740**

**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 ENWIN Utilities Limited seeking a decision and order to make changes to its Conservation and Demand Management plan;

**AND IN THE MATTER OF** an application by ENWIN Utilities Limited 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**

ENWIN Utilities Limited (“ENWIN” or the “Applicant”) filed an application, dated August 22, 2007 for a decision and order seeking an extension and reallocation of funds in relation to incremental third tranche spending of its approved Conservation and Demand Management (“CDM”) plan. ENWIN 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-2007-0740 to this application.

On March 8, 2005, ENWIN was granted approval of its CDM plan. The total approved budget for ENWIN’s CDM plan is \$2,253,650.

ENWIN seeks an extension of the completion date for incremental third tranche CDM expenditures (RP-2004-0203/EB-2004-0531) from September 30, 2007 to April 30, 2008 to allow a continuation of CDM programs within its service territory.

ENWIN also seeks approval to reallocate CDM funds between various previously approved programs in the amount of \$193,320. ENWIN seeks to increase its Energy Efficiency School Seminar Program budget in the amount of \$50,000. ENWIN also seeks to increase its Demand Response Program in the amount of \$143,320 as new opportunities present themselves to both assist in reducing ENWIN's and the Provincial load at critical peak times.

To offset these program budget increases ENWIN seeks to reduce its Energy Conservation Media Campaign in the amount of \$35,000. The Applicant also seeks to reduce the Local Large Manufacturers CDM budget in the amount of \$56,720 and the Residential, general service < 50 kW in the amount of \$101,600.

ENWIN 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.*"

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

**THE BOARD ORDERS THAT:**

ENWIN Utilities Limited is granted an extension to the completion date of third tranche CDM activities to April 30, 2008.

ENWIN Utilities Limited is granted approval to transfer funds within its approved CDM Plan in the amount of \$193,320. ENWIN is approved to transfer funds totaling \$50,000 from its Residential, GS<50 kW Program to its Educational Program-Elementary School Program. ENWIN is granted approval to transfer

funds totaling \$143,320 in part from its Energy Conservation Media Campaign (\$35,000), Local Large Manufacturers Program (\$56,720), and Residential, GS<50 kW (\$51,600) to be put into its GS>50 kW, Intermediate, Large Use Program.

**DATED** at Toronto, September 25, 2007.

**ONTARIO ENERGY BOARD**

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary