



**EB-2007-0756**

**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 Greater Sudbury Hydro Inc. seeking a decision and order to make changes to its Conservation and Demand Management plan;

**AND IN THE MATTER OF** an application by Greater Sudbury Hydro 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**

Greater Sudbury Hydro Inc. ("Sudbury" or the "Applicant") filed an application, dated September 10, 2007 for a decision and order seeking an extension of spending approved funds in relation to incremental third tranche spending of its approved Conservation and Demand Management ("CDM") plan. Sudbury 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-2007-0756 to this application.

On March 28, 2005, Sudbury was granted approval of its CDM plan. The total approved budget for Sudbury's CDM plan is \$1,263,659.

Sudbury seeks an extension of the completion date for incremental third tranche CDM expenditures (RP-2004-0203/EB-2004-0471) from September 30, 2007 to April 30, 2008 due to various timeline constraints.

Sudbury 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 Sudbury.

**THE BOARD ORDERS THAT:**

Greater Sudbury Hydro Inc. is granted an extension to the completion date of third tranche CDM activities to April 30, 2008.

**DATED** at Toronto, September 28, 2007

**ONTARIO ENERGY BOARD**

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary