



**EB-2007-0766**

**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 Peninsula West Utilities Ltd. seeking a decision and order to make changes to its Conservation and Demand Management plan;

**AND IN THE MATTER OF** an application by Peninsula West Utilities 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**

Peninsula West Utilities Ltd. ("Pen West" or the "Applicant") filed an application, dated September 17, 2007 for a decision and order seeking an extension of third tranche spending of its approved Conservation and Demand Management ("CDM") plan. Pen West 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-2007-0766 to this application.

On February 18, 2005, Pen West was granted approval of its CDM plan. The total approved budget for Pen West's CDM plan is \$404,538.

Pen West seeks an extension of the completion date for third tranche CDM expenditures (RP-2004-0203/EB-2004-0523) from September 30, 2007 to September 30, 2008 due to various timeline constraints.

Pen West 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 Pen West.

**THE BOARD ORDERS THAT:**

Peninsula West Utilities Ltd. is granted an extension to the completion date of third tranche CDM activities to April 30, 2008.

**DATED** at Toronto, October 1, 2007

**ONTARIO ENERGY BOARD**

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary