



EB-2007-0736

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 Horizon Utilities Corporation seeking a decision and order to make changes to its Conservation and Demand Management plan;

AND IN THE MATTER OF an application by Horizon Utilities Corporation 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

Horizon Utilities Corporation (“Horizon” or the “Applicant”) filed an application, dated August 23, 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. Horizon 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-2007-0736 to this application.

On February 18, 2005, Horizon was granted approval of its CDM plan. The total approved budget for Horizon’s CDM plan is \$1,830,534.

Horizon seeks an extension of the completion date for incremental third tranche CDM expenditures (RP-2004-0203/EB-2004-0523) from September 30, 2007 to December 31, 2007 due to various timeline constraints.

Horizon also requests approval to use its cumulative under spending from various programs within its CDM Plan totaling \$5,558 for compact fluorescent light (“CFL”) giveaways in its service area as it has found to be successful in the past.

Horizon 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.”*

Horizon issued public notice of its original CDM application (RP-2004-0203/EB-2004-0523) as directed by the Board. There were no intervenors in the application.

The Board approves the deadline extension to complete CDM activities to April 30, 2008 as proposed by Horizon. The Board also approves the use of its cumulative under spending from various programs within its CDM Plan totaling \$5,558 for compact fluorescent light (“CFL”) giveaways at local food banks in its service area.

THE BOARD ORDERS THAT:

Horizon Utility Corporation is granted an extension to the completion date of third tranche CDM activities to April 30, 2008.

Horizon Utility Corporation is granted approval to use of its cumulative under spending from various programs within its CDM Plan totaling \$5,558 for compact fluorescent light (“CFL”) giveaways at local food banks in its service area.

DATED at Toronto, September 28, 2007

ONTARIO ENERGY BOARD

Original signed by

Peter H. O’Dell
Assistant Board Secretary