



**EB-2007-0753**

**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 Norfolk Power Distribution Inc. for an order approving just and reasonable rates and other charges for electricity distribution to be effective May 1, 2008.

**BEFORE:** Paul Sommerville  
Presiding Member

Ken Quesnelle  
Member

## **DECISION AND ORDER**

Norfolk Power Distribution Inc. (“Norfolk Power” or the “Applicant”) filed an application with the Ontario Energy Board (the “Board”), received on November 16, 2007 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B), seeking approval for changes to the rates that Norfolk Power charges for electricity distribution, to be effective May 1, 2008.

Current rates were made effective April 22, 2008 and the Decision was issued May 26, 2008.

On July 14, 2008 Norfolk Power filed a draft rate order with the Board and requested that revised rates be made effective on July 1, 2008.

Given the circumstances associated with this application the Board finds it reasonable to amend its previous Decision and make the revised rates effective July 1, 2008. Further, the revised rates will be implemented September 1, 2008.

As a result of this approval there is a period of time starting on July 1, 2008 and concluding August 31, 2008 that Norfolk Power will have charged customers according to its currently approved rates rather than the Board approved 2008 rates.

In order to recover this foregone distribution revenue the Board is prepared to accept the implementation of a rate rider or rate riders to be in effect until April 30, 2009. Based on this Decision the Board directs Norfolk Power to file the proposed rate rider(s) and supporting materials to justify the rate rider(s) and to satisfy the Board that the revenues received would adequately recover the foregone revenues.

In the May 26<sup>th</sup> Decision the Board made explicit findings with respect to the disposition of Deferral and Variance accounts except for Account 1550, which totals \$9,162.

Due to the immaterial impact on consumer's bills and administrative burden associated with tracking the recovery of this amount and the fact that that account 1550 is ongoing and effects can be carried forward into future proceedings the Board finds that this account should not be cleared at this time.

A rate order will be issued after the processes set out below are completed.

**THE BOARD ORDERS THAT:**

1. Norfolk Power shall file with the Board the draft rate rider(s) it proposes, and supporting materials to justify the rate rider(s) and satisfy the Board that the revenues received would adequately recover the foregone revenues by August 8, 2008.
2. All filings to the Board must quote file number EB-2007-0753, be made through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca), and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca). If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette in PDF format, along with two

paper copies. Those who do not have computer access are required to file 7 paper copies.

3. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

**DATED** at Toronto, August 01, 2008

ONTARIO ENERGY BOARD

*Original signed by*

Kirsten Walli  
Board Secretary