



**EB-2010-0400**

**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 Algoma Power Inc. for an order approving just and reasonable rates and other charges for the distribution of electricity to be effective July 1, 2010 and January 1, 2011.

**AND IN THE MATTER OF** a motion to review and vary the Ontario Energy Board rate order in EB-2009-0278 dated December 13, 2010, for rates effective December 1, 2010.

## **DECISION AND ORDER**

Algoma Power Inc. ("Algoma Power") filed a letter ("letter") with the Ontario Energy Board (the "Board") on December 17, 2010 regarding the Rate Order ("Rate Order"), in the matter of Algoma Power's two year cost of service rate application for 2010 and 2011(EB-2009-0278), issued by the Board on December 13, 2010. Algoma Power requested that the Board make the Rate Order interim and issue a revised Rate Order to reflect certain corrections as outlined and explained in the letter.

The Board treated the relief sought by Algoma Power as a motion for a review and variance of the Rate Order and assigned file number EB-2010-0400 to the proceeding.

On December 23, 2010, the Board issued a Notice of Motion and Procedural Order No.1 and indicated that it would hear submissions in writing on the merits of the Motion. The Board adopted the parties of record from the EB-2009-0278 proceeding as

intervenors in this proceeding. No other parties notified the Board that they wished to participate in this proceeding. The Board also declared the Tariff of Rates and Charges in the matter EB-2009-0278, issued with the Board's Rate Order on December 13, 2010, interim effective January 1, 2011. The Board informed parties that they are to view the declaration of interim rates as an administrative matter and not indicative of any future determination of the Board regarding this Motion.

On January 14, 2011 the School Energy Coalition ("SEC") and Board staff filed their submissions on the Motion. Algoma Power filed its reply submission on January 19, 2011. No other submissions were filed with the Board.

### Motion

Algoma Power requested that the Residential - R2 customer class Rate Rider, as stipulated in the Tariff of Rates and Charges, for Deferral/Variance Account Disposition - effective until May 31, 2013 (the "Rate Rider"), which appears as \$0.0044 per kW, be replaced with \$2.0491 per kW.

Algoma Power explained that due to an oversight on its part the Rate Rider was incorrectly calculated, both in the original application and the subsequent record. Algoma Power had calculated the amount using kWhs (consumption) as the charge determinant rather than kW (billing demand), notwithstanding the fact that the presentation of the incorrect rate was shown as a kW rate. The proposed correction would see the Rate Rider change from the \$0.0044 per kW, which appears in the Rate Order, to \$2.0491 per kW. The amount of \$770,950 to be recovered from Residential - R2 customers by way of the Rate Rider remained unaffected.

Algoma Power also indicated that the bill impacts which were included in its draft Rate Order, dated November 22, 2010, would need to be revised. The bill impact in the draft Rate Order showed that the average Residential - R2 customer with a billing demand of 225 kW and non-uplifted consumption of 90,000 kWh would experience an approximate 1% reduction on their total bill or \$117.03 less per month. By correcting the oversight and applying the Rate Rider of \$2.0491 per kW, that same customer would experience an increase of 3.48% or \$402.83 per month.

### Submissions

SEC submitted that the Board should accept and approve Algoma Power's Motion for Review.

Board staff submitted that the Board should vary the Rate Order in the manner as requested by Algoma Power; that is, the Rate Rider should be revised to reflect a kW charge determinant in its calculation. Board staff, however, expressed concern with the impact that the newly calculated Rate Rider would have on non Residential R-2 classes, if the term used in the calculation did not match the period over which the corrected rate rider would be actually be in effect. The proposed corrected rate rider of \$2.0491/kW assumed a 30 month term, from December 1, 2010 to May 31, 2013. Board staff estimated that an under-recovery of about \$50,000 would occur if the corrected rate were implemented on February 1, 2011. The under-recovery would form part of the then current balance of Regulatory Assets (as part of account 1590 - the residual regulatory asset balance) to be recovered from all rate classes, subsequent to May 31, 2013. Non-Residential R-2 rate classes would ultimately bear approximately 62% of the under-recovery, or about \$15,500 per month, for each month between December 1, 2010 and the implementation date of the revised Rate Rider. Board staff requested that Algoma Power in its reply submission speak to this concern and provide a revised Rate Rider for a 28 month term and one for a 27 month term.

#### Reply Submission

Algoma Power in its reply submission noted that SEC and Board staff supported its motion and calculated the Rate Riders that correspond to a 28 and 27 month recovery period.

Algoma Power also provided an updated bill impact that reflects the revised Rate Rider. An average Residential - R2 customer with a billing demand of 225 kW and non-uptifted consumption of 90,000 kWh would experience an approximate 3.80% or \$439.95 per month increase in their total monthly invoiced bill. The corresponding bill impact of the rates approved in the Rate Order issued on December 13, 2010 showed a reduction of \$117.03 or 1.01%.

#### **Finding**

The Board has considered the explanations provided by the Applicant and SEC's and Board staff's submissions. It is evident that the requested variance is the correction of an oversight which remained undiscovered during the EB-2009-0278 proceeding.

The Board finds that Algoma Power's motion has merit and grants the relief requested. The Board varies the Rate Order issued on December 13, 2010, regarding Residential -

R2 Rate Rider for Deferral/Variance Account Disposition - effective until May 31, 2013, by replacing \$.0044/kW with \$2.1951/kW. The corrected rate will be effective and implemented February 1, 2011 as will the other rates and charges which remain unchanged.

The Board also considers it appropriate to base the rider on a 28 month term in alignment with the effective date of February 1, 2011 and the expiry date of May 31, 2013.

**THE BOARD THEREFORE ORDERS THAT:**

1. The Tariff of Rates and Charges set out in Appendix "A" of this Rate Order is approved effective February 1, 2011 for electricity consumed or estimated to have been consumed on and after such date. This Tariff replaces the interim rates in place January 1, 2011, and is the final rate order.
2. The Tariff of Rates and Charges set out in Appendix "A" of this Order supersedes all previous Tariff of Rates and Charges approved by the Ontario Energy Board for the Algoma Power Inc. service area.
3. Algoma Power Inc. shall notify its customers that the rates declared interim as of January 1, 2011 are replaced with the rates as indicated in Appendix "A".
4. Algoma Power shall notify its customers of the change in rates (between the rates set out in the Tariff of Rates and Charges issued on December 13, 2010 and the rates in the Tariff of Rates and Charges set out in Appendix "A") no later than with the first bill reflecting the new rates.
5. SEC shall file with the Board and forward to Algoma Power their respective cost claims within 14 days from the date of this Decision and Order.
6. Algoma Power shall file with the Board and forward to intervenors any objections to the claimed costs within 21 days from the date of this Decision.
7. Intervenors shall file with the Board and forward to Algoma Power any responses to any objections for cost claims within 28 days of the date of this Decision and Order.

All filings to the Board must quote file number EB-2010-0400, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format filed through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca). Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must 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, parties may e-mail their documents to [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca). Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies. All communications should be directed to the attention of the Board Secretary, and be received no later than **4:45 p.m.** on the required date.

**ISSUED** at Toronto, January 28, 2011

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary

**APPENDIX "A"**  
**TO**  
**DECISION AND RATE ORDER**  
**BOARD FILE NO: EB-2010- 04000**  
**ISSUED: JANUARY 28, 2011**

**Algoma Power Inc.**  
**TARIFF OF RATES AND CHARGES**  
**Effective and Implementation Date February 1, 2011**  
**except for the microFIT Generator Class effective date of September 21, 2009**

**This schedule supersedes and replaces all previously  
approved schedules of Rates, Charges and Loss Factors**

EB-2010-0400  
EB-2009-0278

## RESIDENTIAL SERVICE CLASSIFICATION

For the purposes of rates and charges, a residential service is defined in two ways:

- i) a dwelling occupied as a residence continuously for at least eight months of the year and, where the residential premises is located on a farm, includes other farm premises associated with the residential electricity meter, and
- ii) consumers who are treated as residential-rate class customers under Ontario Regulation 445/07 (Reclassifying Certain Classes of Consumers as Residential-Rate Class Customers: Section 78 of the *Ontario Energy Board Act, 1998*) made under the *Ontario Energy Board Act, 1998*.

### RESIDENTIAL – R1

This classification refers to a Residential service with a demand of less than, or is forecast to be less than, 50 kilowatts, and which is billed on an energy basis.

### APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

No rates and charges for the distribution of electricity and charges to meet the costs of any work or service done or furnished for the purpose of the distribution of electricity shall be made except as permitted by this schedule, unless required by the Distributor's Licence or a Code or Order of the Board, and amendments thereto as approved by the Board, or as specified herein.

Unless specifically noted, this schedule does not contain any charges for the electricity commodity, be it under the Regulated Price Plan, a contract with a retailer or the wholesale market price, as applicable.

It should be noted that this schedule does not list any charges or assessments that are required by law to be charged by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, charges for Ministry of Energy Conservation and Renewable Energy Program, the Provincial Benefit and any applicable taxes.

### MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	20.92
Smart Meter Funding Adder	\$	1.00
Distribution Volumetric Rate	\$/kWh	0.0294
Rate Rider for Deferral/Variance Account Disposition – effective until May 31, 2013	\$/kWh	0.0044
Rate Rider for Deferral/Variance Account Disposition – effective until December 31, 2010	\$/kWh	(0.0041)
Retail Transmission Rate – Network Service Rate	\$/kWh	0.0057
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh	0.0047

### MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administration Charge (if applicable)	\$	0.25

**Algoma Power Inc.**  
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EB-2010-0400  
EB-2009-0278

## RESIDENTIAL – R2

This classification refers to a Residential service with a demand equal to or greater than, or is forecast to be equal to or greater than, 50 kilowatts, and which is billed on a demand basis.

## APPLICATION

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

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## MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	596.12
Smart Meter Funding Adder	\$	1.00
Distribution Volumetric Rate	\$/kW	2.5728
Rate Rider for Deferral/Variance Account Disposition – effective until May 31, 2013	\$/kW	2.1951
Rate Rider for Deferral/Variance Account Disposition – effective until December 31, 2010	\$/kW	(0.2025)
Retail Transmission Rate – Network Service Rate	\$/kW	2.1218
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.6634
Retail Transmission Rate – Network Service Rate – Interval Metered > 1,000 kW	\$/kW	2.2508
Retail Transmission Rate – Line and Transformation Connection Service Rate – Interval Metered > 1,000 kW	\$/kW	1.8384

## MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administration Charge (if applicable)	\$	0.25

**Algoma Power Inc.**  
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EB-2010-0400  
EB-2009-0278

## SEASONAL CUSTOMERS SERVICE CLASSIFICATION

This classification includes all services supplied to single-family dwelling units for domestic purposes, which are occupied on a seasonal/intermittent basis. A service is defined as Seasonal if occupancy is for a period of less than eight months of the year.

### APPLICATION

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### MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	26.07
Smart Meter Funding Adder	\$	1.00
Distribution Volumetric Rate	\$/kWh	0.1001
Rate Rider for Deferral/Variance Account Disposition – effective until May 31, 2013	\$/kWh	0.0045
Rate Rider for Deferral/Variance Account Disposition – effective until November 30, 2015	\$/kWh	0.0307
Rate Rider for Deferral/Variance Account Disposition – effective until December 31, 2010	\$/kWh	(0.0041)
Retail Transmission Rate – Network Service Rate	\$/kWh	0.0057
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh	0.0047

### MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administration Charge (if applicable)	\$	0.25

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## **STREET LIGHTING SERVICE CLASSIFICATION**

This classification refers to an account for roadway lighting. The consumption for these unmetered accounts will be based on the calculated connection load times the calculated hours of use established in the approved OEB street lighting load shape template.

### **APPLICATION**

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### **MONTHLY RATES AND CHARGES – Delivery Component**

Service Charge	\$	0.96
Distribution Volumetric Rate	\$/kWh	0.1537
Rate Rider for Deferral/Variance Account Disposition – effective until May 31, 2013	\$/kWh	0.0047
Rate Rider for Deferral/Variance Account Disposition – effective until December 31, 2010	\$/kWh	(0.0016)
Retail Transmission Rate – Network Service Rate	\$/kW	1.6002
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.2859

### **MONTHLY RATES AND CHARGES – Regulatory Component**

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0013
Standard Supply Service – Administration Charge (if applicable)	\$	0.25

**Algoma Power Inc.**  
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## **microFIT GENERATOR SERVICE CLASSIFICATION**

This classification applies to an electricity generation facility contracted under the Ontario Power Authority's microFIT program and connected to the distributor's distribution system. Further servicing details are available in the distributor's Conditions of Service.

### **APPLICATION**

The application of these rates and charges shall be in accordance with the Licence of the Distributor and any Code or Order of the Board, and amendments thereto as approved by the Board, which may be applicable to the administration of this schedule.

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### **MONTHLY RATES AND CHARGES – Delivery Component – effective September 21, 2009**

Service Charge	\$	5.25
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## ALLOWANCES

Transformer Allowance for Ownership – per kW of billing demand/month	\$/kW	(0.60)
Primary Metering Allowance for transformer losses – applied to measured demand and energy	%	(1.00)

## SPECIFIC SERVICE CHARGES

### APPLICATION

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<b>Customer Administration</b>		
Arrears certificate (credit reference)	\$	15.00
Statement of Account	\$	15.00
Pulling Post Dated Cheques	\$	15.00
Duplicate Invoices for previous billing	\$	15.00
Request for other billing information	\$	15.00
Easement Letter	\$	15.00
Income Tax Letter	\$	15.00
Notification charge	\$	15.00
Account History	\$	15.00
Credit Reference/credit check (plus credit agency costs)	\$	15.00
Account set up charge/change of occupancy charge (plus credit agency costs if applicable)	\$	30.00
Returned cheque charge (plus bank charges)	\$	15.00
Charge to certify cheques	\$	15.00
Legal letter charge	\$	15.00
Special meter reads	\$	30.00
Meter dispute charge plus Measurement Canada fees (if meter found correct)	\$	30.00
<b>Non-Payment of Account</b>		
Late Payment - per month	%	1.50
Late Payment - per annum	%	19.56
Collection of account charge – no disconnection - during regular business hours	\$	30.00
Collection of account charge - no disconnection - after regular hours	\$	165.00
Disconnect/Reconnect Charges - at meter during regular hours	\$	65.00
Disconnect/Reconnect Charges - at meter after regular hours	\$	185.00
Disconnect/Reconnect Charges at Pole - during regular hours	\$	185.00
Disconnect/Reconnect at pole – after regular hours	\$	415.00
Install/Remove load control device – during regular hours	\$	65.00
Install/Remove load control device - after regular hours	\$	185.00

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Specific Charge for Access to the Power Poles \$/pole/year	\$ 22.35
Service Call - customer owned equipment	\$ 30.00
Service Call - after regular hours	\$ 165.00
Temporary service install & remove - overhead - no transformer	\$ 500.00
Temporary service install & remove - underground - no transformer	\$ 300.00
Temporary service install & remove - overhead - with transformer	\$ 1000.00

## RETAIL SERVICE CHARGES (if applicable)

### APPLICATION

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Retail Service Charges refer to services provided by Algoma Power Inc. to retailers or customers related to the supply of competitive electricity and are defined in the 2006 Electricity Distribution Rate Handbook.

One-time charge, per retailer, to establish the service agreement between the distributor and the retailer	\$ 100.00
Monthly Fixed Charge, per retailer	\$ 20.00
Monthly Variable Charge, per customer, per retailer	\$/cust. 0.50
Distributor-consolidated billing charge, per customer, per retailer	\$/cust. 0.30
Retailer-consolidated billing credit, per customer, per retailer	\$/cust. (0.30)
Service Transaction Requests (STR)	
Request fee, per request, applied to the requesting party	\$ 0.25
Processing fee, per request, applied to the requesting party	\$ 0.50
Request for customer information as outlined in Section 10.6.3 and Chapter 11 of the Retail Settlement Code directly to retailers and customers, if not delivered electronically through the Electronic Business Transaction (EBT) system, applied to the requesting party	
Up to twice a year	no charge
More than twice a year, per request (plus incremental delivery costs)	\$ 2.00

### LOSS FACTORS

If the distributor is not capable of prorating changed loss factors jointly with distribution rates, the revised loss factors will be implemented upon the first subsequent billing for each billing cycle.

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Total Loss Factor – Secondary Metered Customer  
Total Loss Factor – Primary Metered Customer

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1.0864  
1.0755