



Zizzo Allan Climate Law LLP

156 Front Street West, Suite 201
Toronto, ON M5J 2L6
416.417.1195

travis@zizzoclimate.com

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December 16, 2011

Kirsten Walli
Board Secretary, Ontario Energy Board
P.O. Box 2319
27th floor – 2300 Yonge Street
Toronto, Ontario M4P 1E4

Dear Ms. Walli

Re: **Renewed Regulatory Framework for Electricity
Request for Eligibility to Claim Costs for Expert
Board File Numbers: EB-2010-0377, EB-2010-0378, EB-2010-0379,
EB-2011-0004, and EB-2011-0043**

We are writing on behalf of the Retail Council of Canada (“RCC”) to seek eligibility to claim the costs of an expert with regard to all five priority initiatives to be undertaken in developing the Renewed Regulatory Framework for Electricity (“RRFE”).

RCC’s request for cost eligibility and participant status for each of the five initiatives covered in the RRFE was approved by Supplemental Decision on Cost Eligibility # 2 issued December 8, 2011 (the “Supplemental Decision”). This request is made pursuant to the Board’s Decision on Cost Eligibility issued December 2, 2011, which extended the deadline to request eligibility to claim the costs of an expert to December 16, 2011.

If this request is granted, RCC’s expert will attend the February, 2012 Stakeholders Conference, advise RCC on each of the five priority initiatives and provide an expert report covering each of the five priority initiatives.

Basis for Request for Eligibility to Claim Costs for Expert

1. Retailers, as ratepayers and consumers of electricity, have an important perspective on the subject matter covered in the coordinated consultation because of their electricity consumption patterns.
2. RCC has reviewed the staff discussion papers and supporting reports in detail and attended the Staff Information Session held December 8 and 9, 2011.

3. Based on its review of the materials provided, RCC has concluded that it requires the assistance of an engineering expert during the coordinated consultation.
4. RCC is seeking the assistance of Parsons Brinckerhoff and its Canadian operating companies Halsall Associates and Loop Initiatives (the “PB Team”). If this request is successful, RCC will rely on the PB Team to assist it and the Board in understanding how retailers consume electricity and how policies and reforms proposed in the coordinated consultation will affect retailers as ratepayers and electricity consumers from a technical perspective.
5. RCC believes that the interdisciplinary PB Team, which has strong expertise in electricity transmission and distribution and retailer electricity consumption patterns, will be most useful to RCC and the Board in this technical role. While adopting a team approach, RCC acknowledges that cost claims are allocated per-eligible participant and based on the time allotted by the Board; the PB Team will manage its time accordingly.
6. If this request for eligibility to claim expert costs is successful, RCC will instruct the PB Team to focus its research and assistance on issues affecting the retail sector specifically, so as to avoid any overlap or redundancy with the work of other experts retained as part of this coordinated consultation.

Names and Credentials of Proposed Expert Team

The PB Team includes the following members:

- Silvian David Stern, P.E. (New York)
- Doug Webber, P. Eng., LEED AP BD&C (Toronto)
- Francisca Quinn, M.Sc. (Toronto)
- Eric Chisholm, Certified Energy Manager, LEED AP O&M (Toronto)

The interdisciplinary PB Team has broad technical expertise and experience in the power, energy and retail sectors. Parsons Brinckerhoff has extensive experience in all forms of power generation as well as the design, development and maintenance of power networks. Halsall Associates and Loop Initiatives (Parsons Brinckerhoff’s Canadian operating companies) provide expertise, tools and processes to assess energy use and guide decisions on capital investments and operational improvements. Loop Initiatives has developed a strong understanding of electricity use in the retail sector through its experience advising UK and Canadian retailers.

The PB Team is well-versed in the unique aspects of the commercial and retail sectors through its work conducting electricity and energy audits and developing operating strategies for Delta Hotels and resorts, the Liquor Control Board of Ontario’s 600+ store portfolio, Yorkdale Mall, the Toronto Eaton Centre, the Calgary Eaton Centre and dozens of urban office towers containing commercial retail units. It also appreciates the complexities at play in the retail sector such as the tenant-landlord interface and has experience creating strategies to address these. Additionally, the PB Team has ample experience in analyzing, designing and implementing electrical systems at the facility and

infrastructure level. Technical expertise related to power and facilities coupled with experience analyzing and understanding commercial and retail electricity use make the PB Team an ideal choice to serve as RCC's expert in the coordinated consultation.

Silvian David Stern is an accomplished professional electrical engineer with 23 years experience. Mr. Stern works in Parsons Brinckerhoff's New York office and has extensive power systems and controls experience. His professional knowledge covers electrical distribution and substation design including protection coordination and relaying, SCADA control and communication systems and other related areas.

Mr. Stern has experience in several sectors including electrical utilities (substation, transmission and distribution), transportation, commercial and industrial facilities. Having worked in both power transmission and distribution supply planning and power distribution electrical design fields, Mr. Stern's experience encompasses areas such as power modeling and analysis (13.2kV distribution up to 345kV such as for the 13.8KV / 69kV / 115kV Ayer, MA area and the 345kV Hydro-Quebec / HVDC II 2000MW Converter Station and the Sandy Pond Jct. substation) and the design of power distribution systems for industrial, transportation and transit facilities; areas that require both strong analytical and practical electrical design skills. Mr. Stern has worked on many complex, multi-disciplinary projects, and has successfully managed electrical design teams as a team leader and technical advisor.

Mr. Stern routinely works to stabilize and prioritize electricity investments and has extensive experience working with facility level electricity systems design and integration. He has performed power system modeling for contingency and load flow impact studies and analyzed impacts of local distributions. He has worked with a broad range of private and public sector clients including Hydro-Quebec, Morgan Stanley and numerous State and Federal transportation authorities. Previously, Mr. Stern was a staff engineer in the transmission and distribution supply planning group for a large New England utility.

Doug Webber is a professional engineer with 26 years experience in green buildings and design, including extensive experience evaluating and addressing commercial electricity use. He manages sustainable design and certification processes on high-performance residential, commercial and institutional projects, giving him valuable insights into how electricity is used in buildings. He has worked on dozens of new and existing building projects assessing electricity loading and performance. Projects include the new Archives of Ontario - a building which consumes 43% less energy than Code and includes the expansion of existing retail; a 60,000 square foot tenant fit-up with energy sub-metering to record energy uses in the tenant scope; and the TCHC Mayor's Tower Renewal project, where existing building energy use was simulated. His experience and training will provide valuable insights on electricity consumption patterns and vulnerabilities in the retail sector.

Francisca Quinn is the Business Manager for Loop Initiatives. She worked as a management consultant specializing in growth strategies and organizational redesign for North American Fortune 500 companies. At Loop, she develops and delivers a suite of

sustainability management consultancy services to create financial returns and develop organizational systems needed to drive results. Much of her work is focused on understanding and adapting energy use. Francisca will act as the PB Team project manager.

Eric Chisholm is a Certified Energy Manager experienced in energy and demand issues, new building design and community-scale energy planning. He successfully engages property managers and commercial tenants in understanding their electricity use across Canada. He regularly drives education and improvement through energy management, utility cost budgeting, stakeholder engagement, energy auditing and re-commissioning. Mr. Chisholm has served as a technical advisor on energy issues to industry groups including the Real Property Association of Canada (REALpac), Canada Green Building Council (CaGBC), Building Owners and Managers Association of Canada (BOMA) and National Association of Industrial and Office Properties (NAIOP).

RCC Contacts

If the relief requested in this letter is granted, RCC requests that further communications with respect to this matter be sent to the following:

Gary Rygus

Director,
Government Relations (Ontario)
Retail Council of Canada
Suite 800 – 1255 Bay Street,
Toronto, ON M5R 2A9
Tel: (416) 922-0553 ext. 225
Fax: (416) 922-8011
E-mail: grygus@retailcouncil.org

Matthew Hall

Senior Manager, Member Programs
Retail Council of Canada
Suite 800 – 1255 Bay Street
Toronto, ON M5R 2A9
Tel: (416) 922-0553 ext. 319
Fax: (416) 922-8011
E-mail: mhall@retailcouncil.org

Zizzo Allan Climate Law LLP
Suite 201 – 156 Front Street West
Toronto, ON M5J 2L6

Travis J. Allan

Tel: (416) 417-1195
Fax: (888) 734-9459
E-mail: travis@zizzoclimate.com

Laura Zizzo

Tel: (416) 817-5140
Fax: (888) 734-9459
E-mail: laura@zizzoclimate.com

Francisca Quinn

Loop Initiatives
2300 Yonge St, Suite 2300
Toronto, ON M4P 1E4
Tel: (416) 644-0625
E-Mail: fquinn@loopinitiatives.com



Please contact me if the Board requires any further information in relation to this request.

Sincerely,

Zizzo Allan Climate Law LLP

[Signed Original Sent to Board]

Travis J. Allan

CC: G. Rygus, RCC
M. Hall, RCC
L. Zizzo, Zizzo Allan Climate Law LLP
F. Quinn, Loop Initiatives