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**Commission de l'énergie  
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**BY E-MAIL AND WEB POSTING**

May 20, 2014

**TO: All Rate Regulated Electricity Distributors  
All Rate Regulated Natural Gas Distributors  
All Rate Regulated Electricity Transmitters  
Ontario Power Generation  
Ontario Power Authority  
Independent Electricity System Operator  
All Participants Eligible for an Award of Costs  
All Other Interested Parties**

**RE: Notice of Hearing for Cost Awards  
Review of the Framework Governing the Participation of Intervenors in  
Board Proceedings  
Board File No. EB-2013-0301**

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## **Background**

In August 2013, the Board commenced a review of the framework governing the participation of intervenors in applications, policy consultations and other proceedings before the Board. The main elements of the intervenor framework are set out in the Board's [Rules of Practice and Procedure](#) and [Practice Direction on Cost Awards](#).

As indicated in the [Board's letter](#) dated April 24, 2014 ("the Board Letter"), the First Phase of the review, which examined whether there are modifications that should be made regarding the Board's approach to intervenor status, cost eligibility and cost awards, is now complete. The Board considers it expedient to address the issue of cost awards for the First Phase of the consultation at this time. Cost awards in relation to eligible consultation activities that take place in the future will be addressed at the relevant time.

In its [Decision on Cost Eligibility](#) (corrected) dated September 27, 2013, the Board determined that the following participants (together, the “eligible participants”) were eligible for an award of costs in this consultation process:

Association of Major Power Consumers in Ontario  
Association of Power Producers in Ontario  
Building Owners and Managers Association – Greater Toronto  
Canadian Federation of Independent Business  
Canadian Manufacturers & Exporters  
Consumers Council of Canada  
Ecology Ottawa  
Energy Probe Research Foundation  
Federation of Rental-housing Providers of Ontario  
Gas Pipeline Landowners of Ontario and Lambton County Storage Association  
Green Energy Coalition  
Industrial Gas Users Association  
London Property Management Association  
Low-Income Energy Network  
Nishnawbe Aski Nation  
Northwatch  
Ontario Association of Physical Plant Administrators  
Ontario Sustainable Energy Association  
School Energy Coalition  
Vulnerable Energy Consumers Coalition

A list of activities for which cost awards are available in this consultation was attached as Appendix A to the Board’s letter and is attached as Appendix A to this Notice.

### **Notice of Hearing**

The Board is initiating a hearing on its own motion in order to determine the cost awards that will be made in accordance with section 30 of the *Act* in relation to eligible consultation activities as set out in Appendix A. The file number for this hearing is **EB-2013-0301**.

The Board intends to proceed by way of written hearing unless a party can satisfy the Board that there is a good reason for not holding a written hearing. If a party wants to object to a written hearing, the objection must be received by the Board no later than **7 days** after the date of this Notice.

Assuming that the Board does not receive any objections to a written hearing, the hearing will follow the process set out below.

1. Eligible participants shall submit their cost claims by **Tuesday, June 3, 2014**. The cost claim must be filed with the Board and one copy is to be served on each rate regulated electricity distributor, each rate regulated natural gas distributor, each rate regulated electricity transmitter, Ontario Power Generation, the Ontario Power Authority, and the Independent Electricity System Operator. The cost claims must be completed in accordance with section 10 of the Board's *Practice Direction on Cost Awards*.

**Eligible Participants must use the customized Cost Claim Form attached as Appendix B to this Notice**

2. Rate regulated electricity distributors, rate regulated natural gas distributors, rate regulated electricity transmitters, Ontario Power Generation, the Ontario Power Authority, and the Independent Electricity System Operator will have until **Friday, June 13, 2014** to object to any aspect of the costs claimed. The objection must be filed with the Board and one copy must be served on the eligible participant against whose claim the objection is being made.
3. The eligible participant whose cost claim was objected to will have until **Friday, June 20, 2014** to file with the Board a reply submission as to why its cost claim should be allowed. One copy of the reply submission is to be served on the objecting party.
4. The Board will then issue its decision on cost awards.

Service of cost claims, objections and reply submissions on other parties may be effected by courier, registered mail, facsimile or e-mail.

Parties must file two paper copies and one electronic copy of their filings with the Board Secretary by **4:45 pm** on the required dates. The Board requests that parties make every effort to provide electronic copies of their filings in searchable / unrestricted Adobe Acrobat (PDF) format, and to submit their filings through the Board's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. A user ID is required to submit documents through the Board's web portal. If you do not have a user ID, please visit the "e-filings services" webpage on the Board's website at [www.ontarioenergyboard.ca](http://www.ontarioenergyboard.ca), and fill out a user ID password request. Additionally, interested parties are requested to

follow the document naming conventions and document submission standards outlined in the document entitled "RESS Document Preparation – A Quick Guide" also found on the e-filing services webpage. If the Board's web portal is not available, electronic copies of filings may be filed by e-mail at boardsec@ontarioenergyboard.ca. Persons that do not have internet access should provide a CD or diskette containing their filing in PDF format.

All filings must quote file number **EB-2013-0301** and include your name, address telephone number and, where available, your e-mail address and fax number.

All filings in this hearing (i.e., cost claims, objections, or replies), will form part of the public record. Copies of the filings will be available for inspection at the Board's office during normal business hours and the filings may be placed on the Board's website.

If the filing is from a private citizen (i.e., not a lawyer representing a client, not a consultant representing a client or organization, not an individual in an organization that represents the interests of consumers or other groups, and not an individual from a regulated entity), before making the filing available for viewing at the Board's offices or placing the filing on the Board's website, the Board will remove any personal (i.e., not business) contact information from the filing (i.e., the address, fax number, phone number, and e-mail address of the individual). However, the name of the individual and the content of the filing may be available for viewing at the Board's offices and will be placed on the Board's website.

**If you do not file a letter objecting to a written hearing or do not participate in the hearing by filing written materials in accordance with this Notice, the Board may proceed without your participation and you will not be entitled to further notice in this proceeding.**

**Dated** at Toronto, May 20, 2014

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary

Attachments

**Notice of Hearing for Cost Awards**  
**Review of the Framework Governing the Participation**  
**of Intervenors in Board Proceedings**  
**Board File No. EB-2013-0301**

**APPENDIX A**

**Consultation Activities for Which Cost Claims may be Filed**  
**and Maximum Number of Hours**

Cost awards will be available in relation to the submission of written comments on the questions listed in the consultation cover letter; in relation to participation in the Stakeholder Conference; and in relation to the submission of written comments on the issues explored at the Stakeholder Conference. The maximum number of hours allowed for each activity per cost eligible participant is shown below.

<b>Activity Eligible for Cost Awards</b>	<b>Maximum Number of Hours</b>
Written comments on questions listed in the cover letter	20
Preparation, attendance and report on Stakeholder Conference	15
Written comments on Stakeholder Conference issues	10

**Notice of Hearing for Cost Awards  
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of Intervenors in Board Proceedings**

**Board File No. EB-2013-0301**

**APPENDIX B**

**Ontario Energy Board Cost Claim for Consultations:  
Affidavit and Summary of Fees and Disbursements**

The forms that Eligible Participants must complete are provided in a separate MS Excel Workbook named, "EB-2013-0301 Cost Claim Form for Consultation.xls".