



EB-2011-0286

IN THE MATTER OF the *Ontario Energy Board Act*,
1998, S.O. 1998, c.15 (Schedule B);

AND IN THE MATTER OF cost awards in relation to a
consultation process on Ontario Power Generation Inc.'s
2013-2014 payment amounts application.

BEFORE: Karen Taylor
Presiding Member

Paula Conboy
Member

DECISION AND ORDER ON COST AWARDS

On September 8, 2011, the Board initiated a consultation process on the filing guidelines for Ontario Power Generation's ("OPG") next payment amounts application and to address the most effective means by which issues and evidence might be reviewed and tested in the course of that proceeding.

The filing guidelines and a letter outlining the procedural process the Board plans to implement for the 2013-2014 payment amounts proceeding were issued on November 11, 2011.

In the correspondence issued on September 8, 2011, the Board stated that cost awards would be available to eligible parties for their participation in the consultation. Parties eligible for cost awards in the previous payment amounts case, EB-2010-0008, were deemed eligible for cost awards in the consultation process. The Board established that activities eligible for cost awards are with respect to the written comments on the prioritization of issues and the filing guidelines. The Board set a limit of 15 total hours per eligible participant.

On November 24, 2011, the Board issued its Notice of Hearing and Procedural Order No. 1 for Cost Awards (the "Hearing Notice") in relation to this consultation process, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by OPG.

The Association of Major Power Consumers in Ontario ("AMPCO"), Canadian Manufacturers & Exporters ("CME") and School Energy Coalition ("SEC") filed cost claims by the deadline of December 5, 2011 as specified in the Hearing Notice.

By letter December 9, 2011, OPG stated that it had no objections to the claims submitted by AMPCO, CME and SEC.

The Consumers Council of Canada ("CCC") cost claim was received by the Board on December 12, 2011, and is accepted by the Board notwithstanding the late filing.

Board Findings

The Board has reviewed the cost claims of AMPCO, CME, SEC and CCC, and finds that the cost claims are all within the approved overall limits set by the Board and are in accordance with the *Board's Practice Direction on Cost Awards*.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this consultation process. The Board finds that each party's claims are reasonable and their costs shall be reimbursed by OPG.

THE BOARD ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, OPG shall immediately pay:
 - Association of Major Power Consumers in Ontario \$1,073.50;
 - Canadian Manufacturers & Exporters \$532.23;
 - School Energy Coalition \$3,176.00; and
 - Consumers Council of Canada \$932.25.

2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, OPG shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, December 19, 2011.

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary