



EB-2011-0184

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 Newmarket-Tay Power Distribution Ltd. for an order or orders approving or fixing just and reasonable distribution rates and other charges, to be effective May 1, 2012.

BEFORE: Paula Conboy
Presiding Member

RATE ORDER
January 10, 2013

Introduction

Newmarket-Tay Power Distribution Ltd. ("Newmarket-Tay"), a licensed distributor of electricity, applied on November 29, 2011 under section 78 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c. 15, (Schedule B) for approval of its proposed distribution rates and other charges.

The Board issued its Decision and Order (the "Decision") on the application on December 20, 2012. The Board ordered Newmarket-Tay to file a draft Rate Order reflecting the Board's findings and approved an effective and implementation date of January 1, 2013 for the new rates.

On January 2, 2013, Newmarket-Tay filed its rate rider calculations, updated models and its proposed Tariff of Rates and Charges.

On January 4, 2013, Board staff filed a letter of comments noting that Newmarket-Tay

appropriately reflected the Board's findings in the Decision. Board staff however noted that when rounded to the fourth decimal place, the rate rider for the LRAM claim for the Residential rate class is zero. Board staff also noted that the Board typically approves rates to the fourth decimal place; however Board staff suggested that the Board may wish to consider allowing Newmarket-Tay to round to the fifth decimal place in order to recover its entire LRAM claim for this particular rate class. Board staff also noted that the unit under the Sentinel Lighting rate class for the Board approved Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2013 for both the Newmarket and Tay service areas should be based on a kilowatt basis and not kilowatt hour basis. Board staff also noted that the same issue applies to the same rate class for the Rate Rider for the Deferred PILs Variance Account 1562 Disposition for both service areas. Board staff further noted that in accordance with the EB-2012-0453 Decision with Reasons and Rate Order dated December 20, 2012, the current Rural or Remote Electricity Rate Protection (“RRRP”) charge used by rate regulated distributors to bill their customers is \$0.0011 per kilowatt hour, which is effective January 1, 2013.

On January 7, 2013, Newmarket-Tay responded to Board staff comments on the draft Rate Order and agreed with Board staff.

The Board has reviewed the information provided by Newmarket-Tay and Board staff's comments on the proposed Tariff of Rates and Charges. The Board is satisfied that the attached Tariff of Rates and Charges accurately reflects its Decision on this application. With respect to the LRAM rate rider for the Residential rate class, the Board will approve a rate rider rounded to the fifth decimal place to allow Newmarket-Tay to more accurately recover the claim allocated to that rate class. The Board also agrees with Board staff comments on the unit for the Rate Rider for Deferral/Variance Account Disposition (2010) – effective until April 30, 2013 and Rate Rider for the Deferred PILs Variance Account 1562 Disposition for both service areas under the Sentinel Lighting rate classes. The Board also agrees with Board staff with regards to the RRRP charge being \$0.0011 per kilowatt hour which was effective January 1, 2013.

THE BOARD ORDERS THAT:

1. The Tariff of Rates and Charges set out in Appendix A of this Order will become final effective January 1, 2013 and will apply to electricity consumed or estimated to have been consumed on and after January 1, 2013. Newmarket-Tay shall notify its customers of the rate changes no later than with the first bill reflecting the new rates.

DATED at Toronto, January 10, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Appendix A

To Rate Order

Final Tariff of Rates and Charges

Board File No: EB-2011-0184

DATED: January 10, 2013

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

Effective and Implementation Date January 1, 2013

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

EB-2011-0184

RESIDENTIAL SERVICE CLASSIFICATION

This classification refers to the supply of electrical energy to customers residing in residential dwelling units. Energy is generally supplied as single phase, 3-wire, 60-Hertz, having nominal voltage of 120/240 Volts and up to 400 amps. There shall be only one delivery point to a dwelling. The Basic Connection for Residential consumers is defined as 100 amp 120/240 volt overhead service. A Residential building is supplied at one service voltage per land parcel. 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.

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. In addition, the charges in the MONTHLY RATES AND CHARGES – Regulatory Component of this schedule do not apply to a customer that is an embedded wholesale market participant.

It should be noted that this schedule does not list any charges, assessments or credits that are required by law to be invoiced by a distributor and that are not subject to Board approval, such as the Debt Retirement Charge, the Global Adjustment, the Ontario Clean Energy Benefit and the HST.

MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	14.84
Distribution Volumetric Rate	\$/kWh	0.0144
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Newmarket Service Area	\$/kWh	0.0020
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Tay Service Area	\$/kWh	(0.0044)
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Newmarket Service Area	\$/kWh	0.0013
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Tay Service Area	\$/kWh	(0.0048)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Newmarket Service Area	\$/kWh	(0.0014)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Tay Service Area	\$/kWh	(0.0005)
Rate Rider for Recovery of Lost Revenue Adjustment Mechanism (LRAM) (2012) – effective until December 31, 2013	\$/kWh	0.00004
Rate Rider for Application of Tax Change – effective until December 31, 2013	\$/kWh	(0.0002)
Retail Transmission Rate – Network Service Rate	\$/kWh	0.0079
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh	0.0057

Newmarket – Tay Power Distribution Ltd.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date January 1, 2013

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

EB-2011-0184

RESIDENTIAL SERVICE CLASSIFICATION

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0011
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

Effective and Implementation Date January 1, 2013

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EB-2011-0184

GENERAL SERVICE LESS THAN 50 kW SERVICE CLASSIFICATION

This classification refers to the supply of electrical energy to a non residential account whose average monthly maximum demand is less than, or is forecast to be less than, 50 kW, and Town Houses and Condominiums that require centralized bulk metering. 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

Service Charge	\$	29.54
Distribution Volumetric Rate	\$/kWh	0.0193
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Newmarket Service Area	\$/kWh	0.0020
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Tay Service Area	\$/kWh	(0.0044)
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Newmarket Service Area	\$/kWh	0.0007
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Tay Service Area	\$/kWh	(0.0023)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Newmarket Service Area	\$/kWh	(0.0012)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Tay Service Area	\$/kWh	(0.0005)
Rate Rider for Application of Tax Change – effective until December 31, 2013	\$/kWh	(0.0001)
Retail Transmission Rate – Network Service Rate	\$/kWh	0.0072
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh	0.0051

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0011
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

Effective and Implementation Date January 1, 2013

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EB-2011-0184

GENERAL SERVICE 50 to 4,999 kW SERVICE CLASSIFICATION

This classification applies to a non residential account whose average monthly maximum demand used for billing purposes is equal to or greater than, or is forecast to be equal or greater than, 50 kW but less than 5,000 kW. Note that for the application of the Retail Transmission Rate – Network Service Rate and the Retail Transmission Rate – Line and Transformation Connection Service Rate the following sub-classifications apply:

- General Service 50 to 500 kW non-interval metered
- General Service 50 to 500 kW interval metered
- General Service greater than 500 to 5,000 kW interval metered.

Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

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MONTHLY RATES AND CHARGES – Delivery Component

Service Charge	\$	133.94
Distribution Volumetric Rate – Thermal Demand Meter	\$/kW	4.6203
Distribution Volumetric Rate – Interval Meter	\$/kW	4.7495
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Newmarket Service Area	\$/kWh	0.0020
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Tay Service Area	\$/kWh	(0.0044)
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Newmarket Service Area	\$/kW	0.1188
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Tay Service Area	\$/kW	(3.1279)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Newmarket Service Area	\$/kW	(0.2208)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Tay Service Area	\$/kW	(0.0885)
Rate Rider for Recovery of Lost Revenue Adjustment Mechanism (LRAM) (2012) – effective until December 31, 2013	\$/kW	0.0168
Rate Rider for Application of Tax Change – effective until December 31, 2013	\$/kW	(0.0250)
Retail Transmission Rate – Network Service Rate	\$/kW	2.9139
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	2.0300

Newmarket – Tay Power Distribution Ltd.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date January 1, 2013

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EB-2011-0184

GENERAL SERVICE 50 to 4,999 kW SERVICE CLASSIFICATION

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0011
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

Effective and Implementation Date January 1, 2013

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UNMETERED SCATTERED LOAD SERVICE CLASSIFICATION

This classification applies to an account taking electricity at 750 volts or less whose average monthly maximum demand is less than, or is forecast to be less than, 50 kW and the consumption is unmetered. Such connections include cable TV power packs, bus shelters, telephone booths, traffic lights, railway crossings, etc. The level of the consumption will be agreed to by the distributor and the customer, based on detailed manufacturer information/ documentation with regard to electrical consumption of the unmetered load or periodic monitoring of actual consumption. Further servicing details are available in the distributor's Conditions of Service.

APPLICATION

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MONTHLY RATES AND CHARGES – Delivery Component

Service Charge (per connection)	\$	17.05
Distribution Volumetric Rate	\$/kWh	0.0196
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Newmarket Service Area	\$/kWh	0.0020
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Tay Service Area	\$/kWh	(0.0044)
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Newmarket Service Area	\$/kWh	0.0030
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Tay Service Area	\$/kWh	(0.0069)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Newmarket Service Area	\$/kWh	(0.0033)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Tay Service Area	\$/kWh	(0.0009)
Rate Rider for Application of Tax Change – effective until December 31, 2013	\$/kWh	(0.0004)
Retail Transmission Rate – Network Service Rate	\$/kWh	0.0071
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kWh	0.0051

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0011
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

Effective and Implementation Date January 1, 2013

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

EB-2011-0184

SENTINEL LIGHTING SERVICE CLASSIFICATION

This classification refers to privately owned roadway lighting controlled by photo cells. Consumption is based on calculated connected load times the required lighting hours. 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

Service Charge (per connection)	\$	3.15
Distribution Volumetric Rate	\$/kW	12.0383
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Newmarket Service Area	\$/kWh	0.0020
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Tay Service Area	\$/kWh	(0.0044)
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Newmarket Service Area	\$/kW	0.2550
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Tay Service Area	\$/kW	(5.1307)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Newmarket Service Area	\$/kW	(1.2718)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Tay Service Area	\$/kW	(0.2280)
Rate Rider for Application of Tax Change – effective until December 31, 2013	\$/kW	(0.1387)
Retail Transmission Rate – Network Service Rate	\$/kW	2.1985
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.6017

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0011
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

Effective and Implementation Date January 1, 2013

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EB-2011-0184

STREET LIGHTING SERVICE CLASSIFICATION

This classification refers to municipal lighting, Ministry of Transportation operation controlled by photo cells. Consumption is as per OEB street lighting load shape. 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

Service Charge (per connection)	\$	3.09
Distribution Volumetric Rate	\$/kW	15.3423
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Newmarket Service Area	\$/kWh	0.0020
Rate Rider for Disposition of Global Adjustment Sub-Account – effective until April 30, 2013 Applicable only for Non-RPP Customers in the Tay Service Area	\$/kWh	(0.0044)
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Newmarket Service Area	\$/kW	0.1104
Rate Rider for Disposition of Deferral/Variance Accounts (2010) – effective until April 30, 2013 Applicable in the Tay Service Area	\$/kW	(1.8268)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Newmarket Service Area	\$/kW	(1.5463)
Rate Rider for Disposition of Deferred PILs Variance Account 1562 – effective until December 31, 2014 Applicable in the Tay Service Area	\$/kW	(0.5255)
Rate Rider for Application of Tax Change – effective until December 31, 2013	\$/kW	(0.1687)
Retail Transmission Rate – Network Service Rate	\$/kW	2.2188
Retail Transmission Rate – Line and Transformation Connection Service Rate	\$/kW	1.5676

MONTHLY RATES AND CHARGES – Regulatory Component

Wholesale Market Service Rate	\$/kWh	0.0052
Rural Rate Protection Charge	\$/kWh	0.0011
Standard Supply Service – Administrative Charge (if applicable)	\$	0.25

Newmarket – Tay Power Distribution Ltd.
TARIFF OF RATES AND CHARGES
Effective and Implementation Date January 1, 2013

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EB-2011-0184

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

Service Charge	\$	5.25
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Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

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ALLOWANCES

Transformer Allowance for Ownership - per kW of billing demand/month	\$/kW	(0.85)
Primary Metering Allowance for transformer losses – applied to measured demand and energy	%	(1.00)

SPECIFIC SERVICE CHARGES

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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Customer Administration		
Arrears certificate	\$	15.00
Statement of account	\$	15.00
Duplicate invoices for previous billing	\$	15.00
Request for other billing information	\$	15.00
Easement letter	\$	15.00
Account history	\$	15.00
Credit reference/credit check (plus credit agency costs)	\$	15.00
Returned cheque charge (plus bank charges)	\$	15.00
Legal letter charge	\$	15.00
Special meter reads	\$	30.00
Account set up charge (plus credit agency costs if applicable)	\$	26.00
Meter dispute charge plus Measurement Canada fees (if meter found correct)	\$	30.00
Non-Payment of Account		
Late Payment - per month	%	1.50
Late Payment - per annum	%	19.56
Collection of account charge – no disconnection	\$	23.00
Disconnect/Reconnect at meter - during regular Hours	\$	50.00
Disconnect/Reconnect at meter – after regular hours	\$	185.00
Disconnect/Reconnect at pole – during regular hours	\$	185.00
Disconnect/Reconnect at pole – after regular hours	\$	415.00
Install/Remove load control device – during regular hours	\$	50.00
Install/Remove load control device – after regular hours	\$	185.00
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	\$	1,000.00
Service Charge for Access to the Power Poles \$/pole/year	\$	22.35

Newmarket – Tay Power Distribution Ltd.

TARIFF OF RATES AND CHARGES

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RETAIL SERVICE CHARGES (if applicable)

APPLICATION

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Retail Service Charges refer to services provided by a distributor to retailers or customers related to the supply of competitive electricity

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 monthly charge, per customer, per retailer	\$/cust.	0.30
Retailer-consolidated billing monthly 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.

Total Loss Factor – Secondary Metered Customer < 5,000 kW	1.0383
Total Loss Factor – Primary Metered Customer < 5,000 kW	1.0279