



EB-2009-0113

**NOTICE OF APPLICATION AND WRITTEN HEARING
FOR AN
ELECTRICITY DISTRIBUTION RATE CHANGE**

North Bay Hydro Distribution Limited

The Ontario Energy Board (the "Board") received an application on April 21, 2009 under section 78 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B), from North Bay Hydro Distribution Limited ("North Bay") seeking approval of certain rate riders that North Bay charges for electricity distribution, to be effective July 1, 2009. The Board has assigned the application file number EB-2009-0113. The Board's decision on this application may have an effect on all of North Bay's customers.

Any change to the rates that North Bay charges for electricity distribution will be reflected in the delivery charges. Delivery charges are one of four regular items on residential and general service customers' electricity bills and vary depending on the amount of electricity consumed.

In its application, North Bay is seeking an order approving the disposition of balances in certain deferral or variance accounts. The accounts sought for disposition total \$2,046,974, in North Bay's favour, and the requested method for disposition is a volumetric rate rider effective July 1, 2009, and continuing for three years. These balances are based on corrections to North Bay's accounting practices for the period May 2002 to December 2008.

North Bay indicates that if the application is approved as filed, a residential customer consuming 1,000 kWh per month would experience an approximate 3.3% increase in their delivery charges. This is a \$1.20 increase per month on their bill. A small general service customer consuming 2,000 kWh per month and having a monthly demand of 50 kW or lower would experience an approximate 3.4% increase in their delivery charges. This is a \$2.40 increase per month on their bill.

How to see North Bay Hydro Distribution Limited's Application

Copies of the application are available for inspection at the Board's office in Toronto and on its website, www.oeb.gov.on.ca, and at North Bay Hydro Distribution Limited's office and may be on its website.

How to Participate

You may participate in this proceeding in one of three ways:

1. Send a Letter with your Comments to the Board

Your letter with comments will be provided to the Board members deciding the application, and will be part of the public record for the application. Your letter must be received by the Board no later than **30 days** from the publication or service date of this notice. The Board accepts letters of comment by either post or e-mail at the addresses below.

2. Become an Observer

Observers do not actively participate in the proceeding but monitor the progress of the proceeding by receiving documents issued by the Board. You may request observer status in order to receive documents issued by the Board in this proceeding. If you become an observer, you need to contact the applicant and others in order to receive documents that they file in this proceeding and they may charge you for this. Most documents filed in this application will also be available on the Board's website. Your request for observer status must be made in writing and be received by the Board no later than **10 days** from the publication or service date of this notice. The Board accepts observer request letters by either post or e-mail at the addresses below; however two paper copies are also required. You must also provide a copy of your letter to the applicant.

3. Become an Intervenor

You may ask to become an intervenor if you wish to actively participate in the proceeding. Intervenor status is eligible to receive evidence and other material submitted by participants in the hearing. Likewise, intervenors will be expected to send copies of any material they file to all parties to the hearing.

Your request for intervenor status must be made by letter of intervention and be received by the Board no later than **10 days** from the publication or service date of this notice. Your letter of intervention must include a description of how you

are, or may be, affected by the outcome of this proceeding; and if you represent a group, a description of the group and its membership. The Board may order costs in this proceeding. You must indicate in your letter of intervention whether you expect to seek costs from the applicant and the grounds for your eligibility for costs. You must provide a copy of your letter of intervention to the applicant.

If you already have a user ID, please submit your intervention request through the Board's web portal at www.errr.oeb.gov.on.ca. Additionally, two paper copies are required. If you do not have a user ID, please visit the Board's website under e-filings and fill out a user ID password request. For instructions on how to submit and naming conventions please refer to the RESS Document Guidelines found at www.oeb.gov.on.ca, e-Filing Services. The Board also accepts interventions by e-mail, at the address below, and again, two additional paper copies are required. Those who do not have internet access are required to submit their intervention request on a CD or diskette in PDF format, along with two paper copies.

How to Contact Us

In responding to this Notice, please reference Board file number EB-2009-0113 in the subject line of your e-mail or at the top of your letter. It is also important that you provide your name, postal address and telephone number and, if available, an e-mail address and fax number. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

Need More Information?

Further information on how to participate may be obtained by visiting the Board's website at www.oeb.gov.on.ca or by calling our Consumer Relations Centre at 1-877-632-2727.

IMPORTANT

IF YOU DO NOT FILE AN OBJECTION TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE PROCEEDING IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED IN YOUR ABSENCE AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.

Addresses

The Board:

Post:
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

Attention: Board Secretary

Filings: www.errr.oeb.gov.on.ca
E-mail: Boardsec@oeb.gov.on.ca

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

The Applicant:

North Bay Hydro Distribution Limited
74 Commerce Crescent
P.O. Box 3240
North Bay ON P1B 8Y5

Attention: Todd Wilcox
Chief Operating Officer

E-mail: twilcox@northbayhydro.com

Tel: 705-474-8100
Fax: 705-474-1188

**Counsel for North Bay Hydro
Distribution Limited:**

Borden Ladner Gervais
Scotia Plaza
40 King Street West
Toronto ON M5H 3Y4

Attention: James C. Sidlofsky

E-mail: jsidlofsky@blgcanada.com

Tel: 416-367-6277
Fax: 416-361-2751

DATED at Toronto, May 26, 2009

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary