



**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER F-15-13**

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IN THE MATTER OF
the Utilities Commission Act, R.S.B.C. 1996, Chapter 473

and

Applications for Participant Assistance/Cost Award
FortisBC Energy Inc.
Application for Rate Treatment of Expenditures under the
Greenhouse Gas Reductions (Clean Energy) Regulation and
Prudency Review of Incentives under the 2010 - 2011
Commercial NGV Demonstration Program Proceeding

BEFORE: L.F. Kelsey, Commissioner

May 27, 2013

O R D E R

WHEREAS:

- A. On May 14, 2012, the Lieutenant Governor in Council approved the Greenhouse Gas Reduction (Clean Energy) Regulation, B.C. Reg. 102/2012 (the GGRR);
- B. On August 21, 2012, FortisBC Energy Inc. (FEI) applied to the British Columbia Utilities Commission (the Commission), pursuant to sections 59 to 61, and 90 of the *Utilities Commission Act*, for certain approval of the prescribed undertakings established by the GGRR. FEI also requests a prudency review from the Commission on the past Natural Gas Vehicle (NGV) Incentive Expenditures (the Application);
- C. By Orders G-125-12, G-127-12 and G-154-12, the Commission established that certain parts of the Application would be reviewed either through a Streamlined Review Process or through a written hearing process;
- D. Several interveners registered as participants for the proceeding: the Commercial Energy Consumers Association of British Columbia (CEC), the British Columbia Sustainable Energy Association-Sierra Club of British Columbia (BCSEA-SCBC), British Columbia Pensioners and Seniors Organization (BCPSO), the Ministry of Energy, Mines and Natural Gas, Ferus LNG and Ledcor Resources and Transportation LP;
- E. Commission Order G-72-07 established Guidelines for Participant Assistance/Cost Award (PACA) applications;

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- F. In January 2013, CEC, BCPSO, and BCSEA-SCBC submitted their applications for PACA funding to the Commission for their respective participation in the proceeding;
- G. By letter dated April 26, 2013, FEI stated that it has reviewed the PACA applications and has no comments on the amounts submitted, so long as the Commission has no concerns with the time identified or the amounts applied for;
- H. Pursuant to the PACA Guidelines, the Commission determines the entitlement to a full or partial award taking into account the criteria in the Guidelines, the information provided by the participant and variances in estimates provided. The Commission is satisfied that the participants should receive Participant Assistance Cost Awards related to this proceeding.

NOW THEREFORE the Commission orders as follows:

1. Pursuant to section 118 (1) of the *Utilities Commission Act*, the Commission awards funds in the following amounts to the Interveners for their participation in the proceeding. Reasons for partial awards are provided in Appendix A to this Order.

Intervener	Final Application	Participant Assistance Cost Award	Award as percentage of Final Application
CEC	\$15,127.00	\$12,125.00	80.3%
BCSEA-SCBC	\$9,150.20	\$9,150.20	100.0%
BCPSO	\$13,756.95	\$12,748.95	92.7%

2. FEI is directed to reimburse the Participants for the amounts that have been awarded in a timely manner.

DATED at the City of Vancouver, In the Province of British Columbia, this 27th day of May 2013.

BY ORDER

Original signed by:

L.F. Kelsey
Commissioner

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for FortisBC Energy Inc.
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REASONS FOR DECISION

In determining the amount for Participant Assistance/Cost Awards (PACA) the British Columbia Utilities Commission (Commission) first considers the eligibility of the participant according to section 1 described in the PACA funding Guidelines attached as Appendix A to Order G-72-07. The Panel then considers the contributions of the participants and among other things may determine fair and reasonable costs in determining an award amount.

For this proceeding, the Panel considers that a maximum reasonable cost award would be based upon up to one proceeding day for the Streamline Review Processes, plus two preparation days. The Panel has also allotted one extra day for the filing of written submissions, for a total of up to four days each for legal counsel and the combination of consultant or case manager support. The Awards are determined for each participant calculated as the lesser of the maximum reasonable cost award calculation or the applied-for legal counsel and consultant or case manager's number of days multiplied by the maximum daily fees as set out in section 4 of the PACA Guidelines.

The approved amounts are inclusive of applicable HST based on the timing of the submitted invoices.