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**From:** Tam Wagner [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=70AD853871354761A98848DE59C4C792-TAM WAGNER]  
**Sent:** 2018-05-26 7:17:28 PM  
**To:** Brian Hewson [Brian.Hewson@oeb.ca]  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016

**Importance:** High

Hi Brian:

Further to my voicemail on Friday, can you give me an update on this interpretation request? We're hoping to address this issue in this settlement cycle – if we can get an interpretation from the OEB by Wednesday (May 30<sup>th</sup>), we can still make this settlement period.

Please advise.

Thank you,  
-Tam-

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**From:** Tam Wagner  
**Sent:** May 16, 2018 2:50 PM  
**To:** 'Brian Hewson'  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016  
**Importance:** High

Hi Brian:

Do you have an update on when the OEB could provide the below requested interpretation? We're hoping to address this issue in this settlement cycle, if possible.

Please advise.

Thank you,  
-Tam-

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**From:** Tam Wagner  
**Sent:** May 07, 2018 8:31 PM  
**To:** 'Brian Hewson'  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016

Hi Brian:

As a follow-up to our discussion on the application of the *Ontario Rebate for Electricity Consumers Act, 2016*, the IESO will defer to the OEB's interpretation for the IESO's application. In order to ensure the IESO is applying ORECA in a consistent manner as the LDCs, can you provide the IESO with the interpretation/direction that was provided to LDCs? As the ORECA electricity consumption is the eligibility basis for the GA modifier under the *Ontario Fair Hydro Plan Act, 2017*, we will be applying the same interpretation/direction to that as well.

Thank you for your help with this clarification.

Cheers,  
-Tam-

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**From:** Brian Hewson [mailto:Brian.Hewson@oeb.ca]  
**Sent:** April 10, 2018 11:43 AM  
**To:** Tam Wagner  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016

Hi Tam,

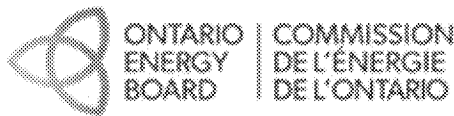
I apologize for the delay I would be happy to discuss this with you and Michael. We have been asked this question before. I am available today until about 1:30 and then back in the office on Thursday.

Brian

**Brian Hewson**

Vice President, Consumer Protection & Industry Performance  
ONTARIO ENERGY BOARD  
Direct Line: 416-440-7628  
General: 1-866-632-6732  
[Brian.hewson@oeb.ca](mailto:Brian.hewson@oeb.ca)  
[www.ontarioenergyboard.ca](http://www.ontarioenergyboard.ca)

*Please note my email address has changed to [Brian.Hewson@oeb.ca](mailto:Brian.Hewson@oeb.ca) Please update your address book accordingly*



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**From:** Tam Wagner <tam.wagner@ieso.ca>  
**Sent:** Tuesday, March 27, 2018 9:35 PM  
**To:** Brian Hewson <Brian.Hewson@oeb.ca>  
**Subject:** FW: Ontario Rebate for Electricity Consumers Act, 2016

Hi Brian:

I hope you are doing well. I'm writing to follow-up on an issue regarding the interpretation of the *Ontario Rebate for Electricity Consumers Act, 2016* (OREC). Michael Boll from our legal group had reached out to Martine about this and she indicated that you would be able to help us with this. Please see the email correspondence below.

Please let me know if it would be helpful to set up a call to discuss.

Thanks,  
-Tam-

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**From:** Martine Band [mailto:Martine.Band@oeb.ca]  
**Sent:** March 26, 2018 10:22 AM  
**To:** Michael Boll  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016

Hi Michael,

Sorry for not getting back to you sooner. Brian Hewson is the person you should be speaking with about this.

Martine

Martine M. N. Band  
Associate General Counsel  
Ontario Energy Board  
Suite 2700, 2300 Yonge Street  
Toronto, Ontario M4P 1E4

Direct Line: 416.440.8117  
E-mail: [martine.band@oeb.ca](mailto:martine.band@oeb.ca)

*Please note my email address has changed to [Martine.Band@oeb.ca](mailto:Martine.Band@oeb.ca). Please update your address book accordingly.*

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**From:** Michael Boll [<mailto:Michael.Boll@ieso.ca>]  
**Sent:** Monday, March 26, 2018 10:04 AM  
**To:** Martine Band <[Martine.Band@oeb.ca](mailto:Martine.Band@oeb.ca)>  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016

Hi Martine,

Have you been able to make progress on this? We would like to discuss this with the OEB before we provide a response to the market participant.

Regards,  
Michael

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**From:** Martine Band [<mailto:Martine.Band@oeb.ca>]  
**Sent:** March 09, 2018 12:08 PM  
**To:** Michael Boll  
**Cc:** Tam Wagner; Jeannette Briggs  
**Subject:** RE: Ontario Rebate for Electricity Consumers Act, 2016

Hi Michael,

I am doing well – hope the same for you. I need to reach out to a few people on my end to see how best to move this along, and will get back to you early next week. Hope that's OK.

Martine

Martine M. N. Band  
Associate General Counsel  
Ontario Energy Board  
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E-mail: [martine.band@oeb.ca](mailto:martine.band@oeb.ca)

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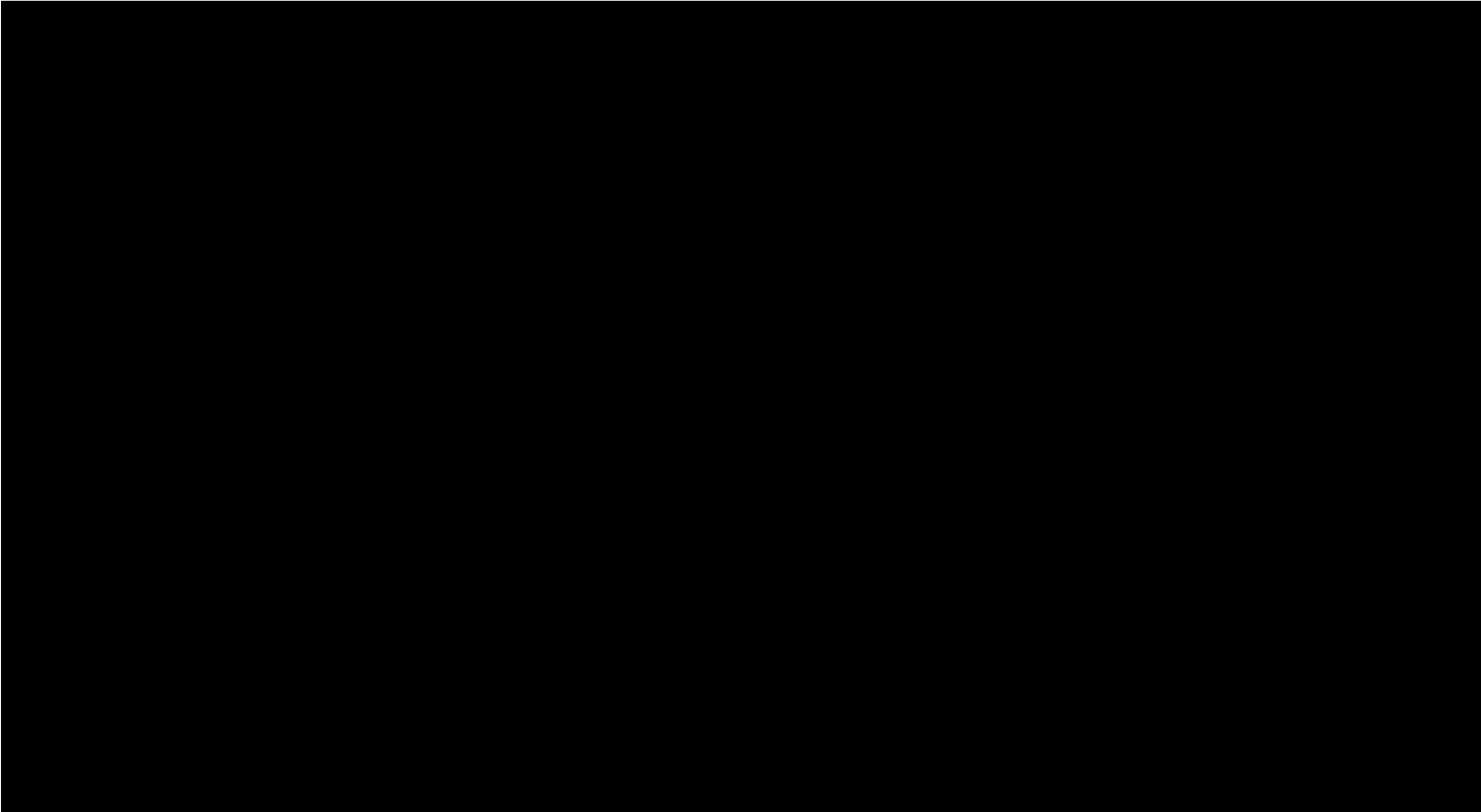
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**From:** Michael Boll [<mailto:Michael.Boll@ieso.ca>]  
**Sent:** Thursday, March 8, 2018 1:03 PM  
**To:** Martine Band <[Martine.Band@oeb.ca](mailto:Martine.Band@oeb.ca)>  
**Cc:** Tam Wagner <[tam.wagner@ieso.ca](mailto:tam.wagner@ieso.ca)>; Jeannette Briggs <[jeannette.briggs@ieso.ca](mailto:jeannette.briggs@ieso.ca)>  
**Subject:** Ontario Rebate for Electricity Consumers Act, 2016

Martine,

I hope you are well. I'm writing to raise an issue and initiate a discussion regarding the interpretation of the *Ontario Rebate for Electricity Consumers Act, 2016* (OREC), specifically as it relates to university campuses on which a residential complex is located.

A consultant to an IESO market participant forwarded the below email it received from the OEB regarding the OREC rebate.



Under OREC, a consumer that has an eligible account is entitled to an 8% rebate on its bill.

Under OREC, “eligible account” means, in respect of a consumer, an account with an electricity vendor, or with a person prescribed by the regulations, for the provision of electricity in Ontario if, [...]

(d) the account relates to,  
(i) a dwelling,

*(ii) a property, within the meaning of the Condominium Act, 1998,*  
*(iii) a residential complex, within the meaning of subsection 2 (1) of the Residential Tenancies Act, 2006, without regard to section 5 of that Act, or*  
*(iv) a property that includes one or more housing units and that is owned or leased by a co-operative within the meaning of the Co-operative Corporations Act, or*

The IESO's interpretation of OREC is that the rebate would not apply to the invoice for the entire bulk metered electricity consumption for a university campus that also has a residential complex located on it. As an example, a residential complex may represent a small portion (e.g. 4%) of the total campus' load.

The interpretation of an eligible account under OREC would also apply to the definition of a "specified consumer" under the Fair Hydro Plan Act, 2017. If the expansive interpretation expressed in the OEB email above were applied, an entire university campus' electricity invoice amount would be eligible for the fair adjustment under Fair Hydro.

It has been suggested to the IESO that this expansive interpretation is currently being used by all LDCs across Ontario for this specific subset of consumer.

Please let me know if you would like to have a call to discuss, or if there is someone else at the OEB we should discuss this with.

Regards,  
Michael

**Michael Boll** | Associate General Counsel

Independent Electricity System Operator (IESO) | T: (416) 969-6023  
120 Adelaide Street West, Suite 1600, Toronto, ON, M5H 1T1

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