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**BRITISH COLUMBIA
UTILITIES COMMISSION**

**ORDER
NUMBER G-136-11**

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

and

**British Columbia Hydro and Power Authority
Application for Large General Service Rate
Electric Supplement No. 78**

BEFORE: L.F. Kelsey, Panel Chair/Commissioner
C.A. Brown, Commissioner August 2, 2011
N.E. MacMurphy Commissioner

ORDER

WHEREAS:

- A. On June 29, 2010, the British Columbia Utilities Commission (Commission) issued Order G-110-10 which approved the Negotiated Settlement Agreement (NSA) that concluded the regulatory review of British Columbia Hydro and Power Authority's (BC Hydro) application regarding its Large General Service (LGS) rate;
- B. Clause 13 of the LGS NSA allows for customers who anticipate significant, permanent increases in energy consumption, as defined in paragraph 13, to apply to the Commission to seek an increase in their Historical Baseline (HBL) on a prospective basis;
- C. On November 24, 2010, Pacific BioEnergy Prince George Limited Partnership (Pacific BioEnergy) filed an application pursuant to Clause 13 of the NSA requesting an adjustment to the calculation of the HBL due to an anticipated significant increase in energy consumption as a result of significant capital investments in its plant;
- D. On December 15, 2010, Pacific BioEnergy responded to the Commission's questions and cited its difficulty in providing certain data. It requested more time from the Commission so that it could work with BC Hydro to assess and resolve the HBL issues;
- E. On May 18, 2011, BC Hydro filed an application with the Commission proposing an electric Tariff Supplement No. 78 rules for LGS prospective growth application (Application). Specifically, the Application seeks: (a) an order to approval Tariff Supplement No. 78 as proposed and the consequential changes to rate schedules 16ss; and (b) an order to approve the modified LGS rate that will apply to Pacific Bioenergy pursuant to its November 24, 2010 application;

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- F. The Commission has received other applications from LGS rate customers pursuant to Clause 13 of the LGS NSA, namely: International Forest Products Ltd., Evolution Homeowners Association, and Sunnyside Greenhouses. These applications have been placed into abeyance pending a review of the TS No. 78 Application;
- G. By letter dated July 26, 2011, BC Hydro filed a letter with the Commission and proposing a written hearing timetable to review the Tariff Supplement No. 78 Application;
- H. By letter dated July 30, 2011, Pacific BioEnergy filed a letter with the Commission responding to BC Hydro's Application dated May 18, 2011;
- I. The Commission Panel has determined that the Application should proceed as a written hearing.

NOW THEREFORE the Commission orders that the Application should proceed by way of a written hearing in accordance to the Regulatory Timetable as follows:

Action	Date (2011)
Registration of Interveners	Wednesday, August 17
Commission and Intervener Information Requests to BC Hydro	Friday, August 26
BC Hydro Responses to Commission and Intervener Information Requests	Monday, September 19
Intervener Submissions	Monday, October 3
BC Hydro Reply Submissions	Wednesday, October 12

DATED at the City of Vancouver, in the Province of British Columbia, this 2nd day August, 2011.

BY ORDER

Original signed by:

L.F. Kelsey
Panel Chair/Commissioner