

From: Amos Westropp amos@westropp.ca
Subject: WCC275 ATCO Complaint Settlement Agreement
Date: April 25, 2023 at 11:57 AM
To: yub@utilitiesboard.yk.ca
Cc: Rod Snow rod.snow.qc@gmail.com, Cullen, Bill Bill.Cullen@atco.com, Cullingham, Chris Chris.Cullingham@atco.com, Massie, Jay Jay.Massie@atco.com

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BY EMAIL

Richard Buchan, Chair
Yukon Utilities Board
Whitehorse, Yukon
Attention: Chair

Dear Sir:

I refer to the Complaint dated February 11, 2022 regarding the electricity rates charged by ATCO Electric Yukon for electricity supplied to the condominium residences located at Third and Hawkins in Whitehorse.

On your initiative, under the authority of section 47(1) of the Act, a settlement conference was convened on April 20, 2022 to discuss, without prejudice, the prospects for negotiating a settlement of the Complaint. Following the settlement conference, Max Fraser, representing the complaining owners and condominium corporation, asked the board to put the investigation of our complaint on hold to allow time for negotiations to take place with ATCO. Mr Fraser is now out of the country and I am acting as coordinator on behalf of the complainants.

I am happy to advise you that a Complaint Settlement Agreement has now been reached among ATCO, the complaining owners and Whitehorse Condominium Corporation #275. A signed copy of the Complaint Settlement Agreement is attached for your consideration.

On behalf of the parties to the Complaint Settlement Agreement and in accordance with its terms, I am writing to request that the Board approve the Complaint Settlement Agreement pursuant to section 47(2) of the Act. The terms of the settlement speak for themselves and require no explanation; they allow the residential customers at Third and Hawkins to achieve rate parity with other residential customers of ATCO Electric Yukon without providing our residents with preferential rates to those paid by residential customers.

The conclusion of the Complaint Settlement Agreement and its approval by the Board will bring our Complaint to an end without the need for the Board to conduct any further investigation and will demonstrate that solutions crafted by the parties to a dispute are often the best. Having said that, although we do not think it is necessary, if it would assist the Board to reconvene the settlement conference, representatives of the complainants will make themselves available at a mutually agreeable time.

We hope that you will find the Complaint Settlement Agreement satisfactory and provide us with evidence of the Board's approval at your earliest convenience.

<https://drive.google.com/file/d/1wkE0vgzxsxAqD0tuwtCzJn3dtTgCyoceM/view?usp=sharing>

Sincerely,

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