

YUKON UTILITIES BOARD

IN THE MATTER OF the *Public Utilities Act*

and

ATCO Electric Yukon Rider S Application

BEFORE: R. Buchan, Chair) August 23, 2023
L. McCullough)
B. King)
A. Fortin)
M. Johnson)

BOARD ORDER 2023-17

WHEREAS:

- A. On August 4, 2023, Yukon Electrical Company Limited, carrying on business as ATCO Electric Yukon (AEY), filed an application (Application) with the Yukon Utilities Board (Board) pursuant to *the Public Utilities Act (Act)* to recover costs stemming from Yukon Energy Corporation's (YEC) Energy Reconciliation Adjustment (ERA) via a Rider S bill adjustment to all retail and industrial customers effective September 1, 2023. The ERA costs as submitted by YEC to AEY reside in AEY's Purchase Power Flow Through Deferral Account (PPFTDA). The Charges in AEY's PPFTDA were approved in prior Board Orders¹;
- B. AEY has requested Rider S to start September 1, 2023 and conclude August 31, 2024. To meet the September 1, 2023 implementation date for Rider S, AEY has requested a decision from the Board by August 24, 2023;
- C. The Board issued a process for this Application through Board Order 2023-16;
- D. The Utilities Consumers' Group (UCG) provided comments on August 21, 2023 stating that the Application was retroactive ratemaking and AEY should not be rewarded by way of Rider S because it has surplus revenue of over \$1 million for the years relating to the Rider S charges;

¹ A residual balance stemming from Board Order 2018-07 and new ERA charges determined in Board Orders 2023-07 and 2023-11.

- E. AEY replied to the UCG comments on August 22, 2023 stating that the Application was timely given Board direction and therefore the UCG claim of retroactive ratemaking is not applicable and should be disregarded. AEY added that UCG's comments regarding surplus revenue are not relevant to this Application and this Application should be approved as filed;
- F. On August 22, 2023, UCG made a motion requesting it be allowed to make a rebuttal reply on this Application; and
- G. The Board considers the record for this proceeding closed as of August 22, 2023.

NOW THEREFORE, the Board orders that:

1. The Board denies UCG's request to make a rebuttal reply. Section 19(2) of the Board's Rules of Practice states: "A motion shall be in writing and shall contain a clear and concise statement of the facts, the decision sought and the reasons for such a decision." The UCG motion does not set out any reasons or facts to support its request to be allowed to file rebuttal in this proceeding. The Board finds that the motion is not in compliance with Section 19(2) of the Rules of Practice.
2. The Application is to collect costs that reside in the PPFTDA that arose from Board-approved YEC ERA charges to AEY totalling \$480,330. The Board has reviewed the costs as submitted by AEY and finds that they conform with prior Board decisions. Therefore, the Board finds the costs as submitted by AEY to be reasonable.
3. The Board approves AEY's request to recover PPFTDA costs via a Rider S bill adjustment to all retail and industrial customers for all customer bills commencing September 1, 2023 and concluding August 31, 2024 in accordance with the attached Rider S Schedule.

DATED at the City of Whitehorse, Yukon, this 23rd day of August 2023.

BY ORDER



Richard Buchan
Chair