

MANITOBA) Order No. 12/03
)
THE PUBLIC UTILITIES BOARD ACT) January 30, 2003

BEFORE: G. D. Forrest, Chairman
E. Jorgensen, Member
D. Côté, Member

**APPLICATION BY THE COALITION OF
MANITOBA MOTORCYCLE GROUPS INC. FOR AN
AWARD OF COSTS FOR INTERVENING IN THE
APPLICATION OF MANITOBA PUBLIC INSURANCE
CORPORATION FOR APPROVAL OF ITS 2003
INSURANCE RATES**

The Public Utilities Board (the "Board") held a public hearing of the application by Manitoba Public Insurance ("MPI") for approval of its proposed driver and motor vehicle insurance rates effective March 1, 2003. The hearing was held at the Board's offices, in Winnipeg and concluded on October 21, 2002.

Pursuant to Section 56 of The Public Utilities Board Act, the Board has jurisdiction to award costs of, and incidental to, any proceeding. The Board's Draft Rules of Practice and Procedure ("Draft Rules") stipulate four main criteria for determining

whether costs should be awarded to an intervenor. The Notice of Public Hearing relative to MPI's application advises the reader of the Board's guidelines for awarding costs.

Pursuant to the Board's Draft Rules, the Coalition of Manitoba Motorcycle Groups Inc. ("CMMG") applied to the Board, in a letter dated January 7, 2003, for an award of costs in the amount of \$10,461.39 comprising:

Professional fees:	
Legal	\$ 9,525.00
Disbursements:	
Facsimiles, photocopying, Couriers, etc.	\$ 252.00
GST	\$ <u>684.39</u>
Total	<u>\$10,461.39</u>

In a letter dated January 22, 2003, MPI advised the Board that the Corporation does not dispute that this intervenor made a relevant contribution to the proceeding, participated in a responsible manner and had a substantial interest in the outcome of the proceeding and did not question whether CMMG had sufficient financial resources to present its case adequately without an award of costs.

The Board has reviewed the application for costs of CMMG and is satisfied that CMMG has met the criteria for an award of costs and that the costs are reasonable and accordingly, costs will be allowed in the sum of \$10,461.39.

IT IS THEREFORE ORDERED THAT:

1. The Coalition of Manitoba Motorcycle Groups Inc. be awarded costs of \$10,461.39 in making its intervention at the Manitoba Public Insurance Corporation's 2003 Insurance Rates Hearing.
2. Costs shall be payable by the Manitoba Public Insurance Corporation within 30 days of the date of this Order.

THE PUBLIC UTILITIES BOARD

"G. D. FORREST"
Chairman

"G. O. BARRON"
Secretary

Certified a true copy of Order
No. 12/03 issued by The Public
Utilities Board

Secretary