

MANITOBA) Order No. 128/11
)
THE PUBLIC UTILITIES BOARD ACT) September 27, 2011

BEFORE: Graham Lane CA, Chairman
Len Evans LL.D., Member

CONSUMERS' ASSOCIATION OF CANADA (MANITOBA) INC.
AND MANITOBA SOCIETY OF SENIORS COST AWARD
RELATING TO REVIEW AND VARY BOARD ORDER NO. 122/10

Introduction

By this Order, the Public Utilities Board (Board) approves the application of the Consumers' Association of Canada (Manitoba) Inc. and Manitoba Society of Seniors (CAC/MSOS) for a cost award of \$6,027.87 with respect to the Board hearing of Manitoba Public Insurance's (MPI) Application for a Review and Vary of Board Order No. 122/10.

Application

MPI's Application was shared with the interveners who participated in the General Rate Application. Several interested parties, including CAC/MSOS, intervened. The Board issued its decision on this matter in Board Order No. 44/11.

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 Rules of Practice and Procedure (Rules) stipulate four main criteria assisting it in determining whether costs should be awarded to an Intervener.

Pursuant to the Board's Rules and following the hearing, CAC/MSOS applied for an award of costs in the amount of \$6,027.87, comprised of:

Legal Fees		
	\$5,487.87	
Total Legal	<u>\$5,487.87</u>	\$5,487.87
Consultants		
PRD Consulting	\$540.00	
	<u>\$540.00</u>	<u>\$ 540.00</u>

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Total Claim

\$6,027.87

CAC/MSOS' application notes the use of Junior Counsel to minimize costs.

MPI by way of letter dated July 25, 2011 indicated that it made no representation to make on CAC/MSOS' request for costs.

BOARD FINDINGS

The Board is satisfied with CAC/MSOS' participation in and contribution to the proceeding, and finds that CAC/MSOS qualifies for an award of costs.

CAC/MSOS contributed to the Board's understanding of aspects of the application.

Accordingly, the Board will grant CAC/MSOS' request.

Board decisions may be appealed in accordance with the provisions of Section 58 of *The Public Utilities Board Act*, or reviewed in accordance with Section 36 of the Board's Rules of Practice and Procedure (Rules). The Board's Rules may be viewed on the Board's website at www.pub.gov.mb.ca.

