



Office of the Utilities Consumer Advocate

**Decision on Preliminary Question
Application for Review of Decision 26615-D01-2022
2023 Cost-of-Service Review**

September 22, 2023

Alberta Utilities Commission

Decision 28334-D01-2023

Office of the Utilities Consumer Advocate

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Proceeding 28334

Application 28334-A001

September 22, 2023

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Eau Claire Tower

1400, 600 Third Avenue S.W.

Calgary, Alberta T2P 0G5

Telephone: 310-4AUC (310-4282) in Alberta

1-833-511-4AUC (1-833-511-4282) outside Alberta

Email: info@auc.ab.ca

Website: www.auc.ab.ca

The Commission may, no later than 60 days from the date of this decision and without notice, correct typographical, spelling and calculation errors and other similar types of errors and post the corrected decision on its website.

Alberta Utilities Commission
Calgary, Alberta

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Proceeding 28334**

1. In this decision, the Alberta Utilities Commission denies an application by the Office of the Utilities Consumer Advocate (UCA) to review and vary Decision 26615-D01-2022 (the Decision).¹
2. In this proceeding, the UCA submitted that the issues it relies on in its application are essentially identical to those identified by The City of Calgary in its review application in Proceeding 28244.²
3. The Commission agrees, and considers that, for all relevant purposes, the applications in this proceeding and Proceeding 28244 are substantially identical, except that the application in this proceeding deals with ATCO Electric Ltd. and FortisAlberta Inc. and the application in Proceeding 28244 deals with ATCO Gas and Apex Utilities Inc.
4. For the reasons expressed in Decision 28244-D01-2023,³ the Commission has determined that the UCA's submissions failed to demonstrate that there are changed circumstances material to the decision, which occurred since its issuance, as required under Section 5(1)(c) of Rule 016: *Review of Commission Decisions*. Accordingly, the Commission finds that the UCA has not met the requirements for a review of Decision 26615-D01-2022 and the application for review is dismissed.

Dated on September 22, 2023.

Alberta Utilities Commission

(original signed by)

Douglas A. Larder, KC
Vice-Chair

¹ Decision 26615-D01-2022: ATCO Electric Ltd., FortisAlberta Inc., 2023 Cost-of-Service Review, Proceeding 26615, July 28, 2022.

² Proceeding 28244, The City of Calgary, Review and Variance of Decision 26616-D01-2022.

³ Decision 28244-D01-2023: The City of Calgary, Decision on Preliminary Question Application for Review of Decision 26616-D01-2022, 2023 Cost-of-Service Review, Proceeding 28244, September 22, 2023.