YUKON UTILITIES BOARD

IN THE MATTER OF the *Public Utilities Act*

and

Yukon Energy Corporation 2023-2024 General Rate Application

Costs Awards

BEFORE:	L. McCullough, Chair	)	May 21, 2025
	M. Johnson, Vice-Chair	)	
	B. King	)	

BOARD ORDER 2025-11

WHEREAS:

A. Pursuant to Section 56 of the *Public Utilities Act* (Act), the Yukon Utilities Board (Board) may "order to whom or by whom any costs incidental to any proceeding before the Board are to be paid, and may set the costs to be paid";

B. On August 31, 2023, Yukon Energy Corporation (YEC) filed an application with the Yukon Utilities Board (the Board) pursuant to the *Public Utilities Act* (Act) and Order-in-Council 1995/90, requesting an order approving a forecast revenue requirement for 2023 and 2024 (the Application);

C. On September 7, 2023, the Board issued Board Order 2023-19 giving notice of the Application and setting out the process schedule for it. The process schedule included intervener registration, a technical workshop, Information Requests (IRs) to YEC, IR responses from YEC, intervener evidence, IRs and IR responses on intervener evidence, YEC rebuttal evidence, an oral hearing, and simultaneous written final argument and written reply argument from all parties;

D. The Board received ministerial approval for the proceeding on September 20, 2023;

E. In Board Order 2023-23, the Board approved requests for intervener status from ATCO Electric Yukon (AEY), John Maissan, Nathaniel Yee, and the Utilities Consumers' Group (UCG);

F. The Board approved interim rates for YEC, effective January 1, 2024, in Board Order 2023-23, and effective August 1, 2024, in Board Order 2024-03;

G. Through Board Order 2023-25 issued December 22, 2023, the Board ruled on motions for further and better IR responses.

H. The Board held an oral hearing on March 4 to 7, 2024, in Whitehorse, with some virtual attendance. The parties filed written final and reply arguments in accordance with the amended process schedule as determined in the oral hearing.

I. The record of this proceeding closed on April 2, 2024, the date written reply argument was filed by the parties.

J. The Board issued Board Order 2024-05 and Appendix A:Reasons for Decision on the Application on July 12, 2024 and a subsequent Errata to Appendix A.

K. UCG, Nathaniel Yee, and YEC filed costs claims for participation in the proceeding within the timelines specified in Section 3.1 of the *Scale of Costs,* Schedule 1 to the Board's *Rules of Practice (Scale of Costs)*. Mr. Maissan informed the Board he would not be filing a costs claim.

L. On August 29, 2024, the Board received comments from UCG and Nathaniel Yee on YEC's costs claim, as well as from YEC on Nathaniel Yee's cost claim, within the timeline set out by the Board for comments;

M. Costs claimed by the parties are subject to stringent scrutiny by the Board as costs awarded are charged to customers through the utility's rates; and

N. After careful consideration, the Board has exercised its discretion and made the adjustments set out below to the costs claimed by each party based on the criteria set out in the Scale of Costs, Schedule 1 to the Board's Rules of Practice, as well as the principles relating to cost awards set out in previous Board Orders.

O. As the total costs for the Government of Yukon for Board costs have not been ascertained at this time, the Board will award the costs to the Government of Yukon in a subsequent Board Order.

NOW THEREFORE, based on the reasons set out in Appendices A, the Board orders that:

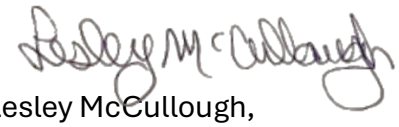
1. The total costs awarded to the parties are $476,545.66 as follows:

1. UCG	$ 16,769.75
2. Nathaniel Yee	$ 8,152.00
3. YEC	$ 451,623.91
Total costs awarded:	**$ 476,545.66**

2. The Board finds that the total cost awarded to the parties are hearing-related costs of the Application and shall be deemed utility regulatory costs and are to be added to the utility's hearing cost reserve fund.

DATED at the City of Whitehorse, Yukon, this 21st day of May 2025.

BY ORDER



Lesley McCullough,
Chair