

ORDER

NSUARB-E-RIV-C-08

NOVA SCOTIA UTILITY AND REVIEW BOARD

IN THE MATTER OF THE PUBLIC UTILITIES ACT

- and -

IN THE MATTER OF AN APPLICATION of RIVERPORT ELECTRIC LIGHT COMMISSION for a decision to settle a Rate Group dispute with one of its customers

BEFORE:  Murray E. Doehler, CA, P. Eng., Member

ORDER

WHEREAS Riverport Electric Light Commission (the "Utility"), in a letter dated March 25, 2008, requested the assistance of the Nova Scotia Utility and Review Board (the "Board") to settle a rate group dispute between the Utility and one of its customers, Mr. Dean Schmeisser;

AND WHEREAS the Board has the authority to investigate disputes under the *Public Utilities Act*;

AND WHEREAS the hearing of this dispute was conducted by the Board on Wednesday, July 16, 2008, at 10:30 a.m. at the Riverport & District Community Center, Lower LaHave Road, Riverport, Nova Scotia;

AND WHEREAS the Board has considered the evidence filed by the Utility and by Mr. Schmeisser, and was pleased to render its Decision on the 15th day of September, 2008;

AND WHEREAS the Board finds that the Utility incorrectly charged Mr. Schmeisser for both demand and energy usage for the period from June 2000 to October 2005, and that the advantage to Mr. Schmeisser of under-billings by the Utility exceeds the \$376.62 as identified by the Utility;

IT IS HEREBY ORDERED that the billings which have been issued by the Utility are to be fully paid by Mr. Schmeisser.

DATED at Halifax, Nova Scotia, this 17th day of September, 2008.



Clerk of the Board