

**Electronic Notification**

November 28, 2008

Direct Energy Regulated Services  
111 – 5<sup>th</sup> Ave SW Suite 1000  
Calgary, AB T2P 3Y6

Attention: Ms. Corinne Severson  
Senior Manager, Government & Regulatory Affairs, Canada West

**DIRECT ENERGY REGULATED SERVICES (DERS)  
REGULATED RATE OPTION (RRO) ENERGY CHARGE RATES FOR  
DECEMBER 2008  
APPLICATION NO. 1596145**

The Alberta Utilities Commission (the AUC or the Commission) is in receipt of a letter from DERS dated November 24, 2008, in which it requested acknowledgement of energy charges applicable to its RRO service for the month of December 2008. In addition to its letter of November 24, 2008, DERS submitted a letter from the independent advisor<sup>1</sup> (the Advisor) stating that he had reviewed the energy charges filed by DERS and concurred that they were calculated in accordance with DERS’ 2006-2011 Energy Price Setting Plan (EPSP). DERS also filed signed copies of Certifications of Compliance from the consultation party representatives, the Advisor and DERS stating that the procurement of regulated rate supply for November 2008 was done in accordance with the EPSP.

DERS’ proposed energy charges for the month of December 2008 are as follows:

<b>Rate Class</b>	<b>cents/kWh</b>
Residential	11.930
Commercial	11.751
Industrial	11.429
Farming (Includes REA)	11.731
Irrigation (Includes REA)	11.731
Oil & Gas	11.397
Lighting	9.886

<sup>1</sup> The Advisor assisted in designing the 2006-2011 energy price setting plan (EPSP) and has an ongoing role respecting the procurement of the energy under the protocols established in the EPSP.

AUC staff members have reviewed the filing and the AUC accepts that the above noted energy charges represent rates determined in accordance with the DERS' EPSP approved by the AUC's predecessor, the Alberta Energy and Utilities Board (the Board), in Order U2006-108, dated April 28, 2006. The EPSP formed part of a Negotiated Settlement (NS), which the Board considered would result in rates that were just and reasonable.

DERS has included the 2008 pretax return margin of \$2.48/MWh in the December 2008 energy charge calculation in accordance with the Board letter dated December 19, 2007. In Decision 2006-107, the Board directed DERS to update the pretax return margin each year by applying the forecast income tax rate to the Board approved after-tax margin of \$1.75/MWh.

In accordance with section 7(3) of *Regulated Rate Option Regulation*, AR 262/2005, as amended (the RROR), the AUC acknowledges that the energy charges as set out above are applicable to DERS' RRO service for the month of December, 2008.

Further, as outlined in sections 7(4) and 7(5) of the RROR, DERS must retain records sufficient to enable the AUC to audit any previous monthly rates set by DERS. Any amount overcharged to customers due to an incorrect rate calculation must be refunded to customers as soon as practicable after the error is discovered.

If any affected party objects to the calculation of the energy charges for the month in question, they should notify the AUC and DERS in a timely manner, and include the nature of their objection and the reason(s) why it should be considered.

A handwritten signature in cursive script, appearing to read "CDRees".

Carolyn Dahl Rees  
Vice-Chair