

Electronic Notification

October 31, 2008

Direct Energy Regulated Services
111 – 5th 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
NOVEMBER 2008
APPLICATION NO. 1592305**

The Alberta Utilities Commission (the AUC or the Commission) is in receipt of a letter from DERS dated October 27, 2008, in which it requested acknowledgement of energy charges applicable to its RRO service for the month of November 2008. In addition to its letter of October 27, 2008, DERS submitted a letter from the independent advisor¹ (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 October 2008 was done in accordance with the EPSP.

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

Rate Class	cents/kWh
Residential	9.932
Commercial	9.810
Industrial	9.526
Farming (Includes REA)	9.794
Irrigation (Includes REA)	9.794
Oil & Gas	9.522
Lighting	8.061

¹ 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 November 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 November, 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 black ink, appearing to read "CD Rees", with a horizontal line underneath it.

Carolyn Dahl Rees
Vice-Chair