

July 3, 2015

**[CB-CDA 2015-045]**

### **RULING OF THE BOARD**

In its Ruling of December 4, 2013, the Board denied Access' application to consolidate the examination of the above-cited tariffs for essentially two reasons. First, the Board did not want to disrupt the then current proceedings in respect of the period 2011-2013, slated for a hearing that was to begin two months later, by adding new issues for examination. Second, it did not want to be in a position to have to certify a tariff for the period 2014-2017 on "what may happen" in a then potentially unstable market.

The first reason is now moot, and the second, much less relevant. Parties are now in a better position to provide useful information on this new, 2014-2017 period. In addition, both Access and Mr. Maguire agree that the consolidation would reduce costs for the parties. The Board thus confirms the consolidation of the examination of the above-cited tariffs.

Mr. Maguire's application for intervenor status is granted. Access Copyright did not object to Mr. Maguire's request.

No later than **Wednesday, July 8, 2015**, Access Copyright shall propose a process and a schedule for a hearing to start on **Tuesday, January 19, 2016**. This process should minimally provide for the filing of a supplementary statement of case by Access, the filing of a supplementary statement of case by Mr. Maguire and a reply case by Access. Mr. Maguire is allowed to respond to Access' proposed process and schedule no later than **Friday, July 10, 2015**.

Finally, Access shall provide answers to the Board's questions of June 3, 2015 (attached, for convenience) as part of its supplementary statement of case.

Attachment: [ORD-2015-06-03-CB-CDA 2015-032.pdf](#)