



EB-2015-0179

Union Gas Limited

Application for approval to expand natural gas service, establish rates and surcharges, and leave to construct natural gas pipelines to serve the communities of Milverton, Prince Township and the Chippewas of Kettle and Stony Point and Lambton Shores

PROCEDURAL ORDER NO. 9 June 7, 2017

Union Gas Limited (Union) filed an application with the Ontario Energy Board (OEB) on July 23, 2015, seeking approval to provide natural gas service to certain rural and remote communities in Ontario. In its application, Union proposed certain changes to how it recovers revenues to meet the investments required, including a proposal to collect a surcharge from new customers and a contribution from existing customers.

In a letter dated January 20, 2016, the OEB informed all parties that it intended to proceed with a generic hearing on its own motion as the issues raised by all the parties in Union's application were common to all gas distributors and new entrants seeking to provide gas distribution services in communities that do not have access to natural gas. The OEB also noted in that letter that Union's application would be put on hold until the completion of the generic hearing. On November 17, 2016, the OEB issued its Decision on the Generic Community Expansion Proceeding (EB-2016-0004). The Decision among other things determined that existing customers should not subsidize new community expansions.

In Procedural Order No. 4 issued on November 17, 2016 (EB-2015-0179), the OEB determined that it would resume Union's application that had been put on hold and directed Union to advise the OEB on how it proposes to proceed with its application in light of the OEB's Decision on Community Expansion (EB-2016-0004). In a letter dated December 22, 2016, Union advised the OEB that it intended to file a revised application by the end of March 2017.

Union filed its updated evidence on March 31, 2017. Union's updated application proposed four expansion projects to serve the following communities: (1) Kettle and Stony Point First Nation and Lambton Shores; (2) Milverton, Rostock and Warburg; (3) Prince Township; and (4) the Delaware Nation of Moraviantown First Nation.

In Procedural Order No. 7 issued on April 26, 2017, the OEB determined a list of intervenors in the proceeding and scheduled a round of interrogatories and a Settlement Conference.

A settlement conference was held on May 29, 2017. However, Union and the intervenors were unable to reach on settlement on any of the issues. Union filed a letter dated June 6, 2017 proposing a written hearing with an expedited process to file argument-in-chief and submissions.

The OEB has determined that the application will proceed by way of a written hearing. However, the process will exclude Union's leave to construct application to service Prince Township. Should the Batchewana First Nation and Union fail to reach an agreement on Prince Township leave to construct application, the OEB will issue further procedural direction.

IT IS ORDERED THAT:

1. Union shall file with the OEB its argument-in-chief and deliver it to all intervenors by **June 13, 2017**.
2. Parties that wish to file final arguments shall file them with the OEB and deliver to all other parties on or before **June 21, 2017**.
3. Union shall file with the OEB its reply argument and deliver it to all intervenors by **June 26, 2017**.

All filings to the OEB must quote the file number, EB-2015-0179 and be made electronically in searchable / unrestricted PDF format through the OEB's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.oeb.ca/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do

not have computer access are required to file 7 paper copies. All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

E-mail: boardsec@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, June 7, 2017

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary