



**Ontario Energy Board  
Commission de l'énergie de l'Ontario**

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**DECISION AND ORDER ON COST  
AWARDS**

**EB-2016-0030**

**MR. ACHIEL KIMPE**

**APPLICATION TO DETERMINE STORAGE RIGHTS COMPENSATION  
IN THE BENTPATH DESIGNATED GAS STORAGE POOL OPERATED  
BY UNION GAS LIMITED**

**BEFORE: Paul Pastirik**  
Presiding Member

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**December 19, 2017**

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## INTRODUCTION AND SUMMARY

On October 19, 2017, the Ontario Energy Board (OEB) dismissed an application by Mr. Achiel Kimpe for an order under section 38(3) of the *Ontario Energy Board Act, 1998* determining “just and equitable compensation” for the storage of gas under his land. However, the OEB ordered Union Gas Limited (Union Gas) to pay a \$1,000 honorarium to Mr. Kimpe in connection with his participation in the proceeding, “plus any reasonable disbursements he may claim.” The OEB further made provision for Mr. Kimpe to “file his claim for disbursements in accordance with the OEB's *Practice Direction on Cost Awards*,” and for Union Gas to make a submission in response to his disbursement claim.

On November 14, 2017, Mr. Kimpe wrote to the OEB to request his disbursements, which he said were estimated conservatively at \$1,000. No receipts or other supporting documentation were included. On November 23, 2017, Union Gas objected to the disbursement claim, noting that it was unsubstantiated. Union Gas also confirmed that it had already paid the \$1,000 honorarium as required by the OEB. On November 30, 2017, Mr. Kimpe advised that he had not kept track of his disbursements. He added that, “Should the Board decide I deserve some disbursements I leave it at the Board’s discretion, please forward it to the Ontario Cancer Society on my behalf.”

## Findings

The OEB will not allow Mr. Kimpe’s claim for disbursements, as they were not supported by any documentation as required by the *Practice Direction*. This concludes this proceeding.

## THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Mr. Kimpe’s claim for disbursements is denied.

**DATED** at Toronto December 19, 2017

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary