

February 6, 2018

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: EPCOR Natural Gas Limited Partnership
Franchise Agreement with County of Oxford
Board File No. EB-2017-0232**

Union Gas Limited respectfully requests intervenor status in the above-noted proceeding. Should you have any questions, please do not hesitate to contact me.

Yours truly,

[Original signed by]

Patrick McMahon
Manager, Regulatory Research and Records
pcmahon@uniongas.com
(519) 436-5325

Encl.

c.c. (email only): Patrick Welsh, Osler, Hoskin & Harcourt LLP
Richard King, Osler, Hoskin & Harcourt LLP
Brian Lippold, EPCOR
Brit Tan, EPCOR

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended;

AND IN THE MATTER OF an Application by EPCOR Natural Gas Limited Partnership for an Order under section 9(3) of the *Municipal Franchises Act* approving the terms and conditions upon which, and the period for which, the County of Oxford is to grant to EPCOR Natural Gas Limited Partnership the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works in the County of Oxford;

AND IN THE MATTER OF an Application by EPCOR Natural Gas Limited Partnership for an Order under section 9(4) of the *Municipal Franchises Act* directing and declaring that the assent of the municipal electors of the County of Oxford to the by-law is not necessary.

**REQUEST FOR INTERVENOR STATUS
OF
UNION GAS LIMITED**

1. Union Gas Limited ("Union") hereby applies for Intervenor Status in this proceeding pursuant to the above-captioned matter.
2. Union is an Ontario Corporation with its Registered Office at the Municipality of Chatham-Kent, in the Province of Ontario. Union is a regulated public utility which combines the operations of selling, distributing, transmitting and storing natural gas within the meaning of the *Ontario Energy Board Act, 1998*.
3. EPCOR Natural Gas Limited Partnership ("EPCOR") is a customer of Union and holds several contracts with Union for the transportation, delivery and sale of natural gas to EPCOR's system.
4. Union currently has a Franchise Agreement in the form of the 2000 Model Franchise Agreement (with no amendments) with the County of Oxford (EB-2009-0293). Union also holds an unlimited Certificate of Public Convenience and Necessity (F.B.C. 259) granting Union the right to construct works to supply natural gas within the County of Oxford.

5. Union also has Franchise Agreements and Certificates of Public Convenience and Necessity for each of the 8 lower-tier municipalities within the County of Oxford (the Township of Blandford-Blenheim, the Township of East Zorra-Tavistock, the Township of Norwich, the Township of South-West Oxford, the Township of Zorra, the Town of Ingersoll, the Town of Tillsonburg and the City of Woodstock).
6. While EPCOR states in its Application that it has a Certificate of Public Convenience and Necessity granting it the right to construct works to supply gas and to supply gas in the County of Oxford, the referenced Certificate E.B.C. 111 and 119 only provides EPCOR with rights to construct works to supply gas and to supply gas within a limited number of specific lots which are within the lower-tier Township of South-West Oxford.
7. Union has a direct interest in all matters of jurisdiction, substance and procedure in the regulation of public utilities, and in any decision of this Board, which may create a precedent affecting Union's operations and/or rates.
8. Union requests one copy of the evidence and submissions of the Applicant and other participants, and any notices or correspondence. This includes any revisions or amendments which may be made prior to the commencement of or during the hearing of this Application. Union's preference is to receive searchable electronic versions of filings in this proceeding.
9. At this time, it is Union's intention to monitor the proceeding; however, after reviewing the evidence, Union may wish to address one or more of the issues.
10. Union reserves the right to adduce evidence, submit interrogatories, cross-examine witnesses, advance argument and participate in the hearing as circumstances may require.
11. Communications relating to this intervention should be directed to:

Patrick McMahon
Manager, Regulatory Research and Records
Union Gas Limited
50 Keil Drive North
Chatham, Ontario N7M 5M1

Telephone: (519) 436-5325
Email: pmcmahon@uniongas.com

12. Union will not be seeking an award of costs.

DATED at the Municipality of Chatham-Kent, in the Province of Ontario this 6th day of February, 2018.

UNION GAS LIMITED

[Original signed by]

Per: _____
Patrick McMahon
Manager, Regulatory Research and Records