



EB-2017-0224  
EB-2017-0255  
EB-2017-0275

**Enbridge Gas Distribution Inc.  
Union Gas Limited  
EPCOR Natural Gas Limited Partnership**

**Applications for approval of the cost consequences  
of 2018 cap and trade compliance plans**

**PROCEDURAL ORDER NO. 3**

**February 26, 2018**

Enbridge Gas Distribution Inc. (Enbridge Gas), Union Gas Limited (Union Gas) and EPCOR Natural Gas Limited Partnership (EPCOR Natural Gas) (collectively the Gas Utilities) each filed an application with the Ontario Energy Board (OEB) seeking approval of the forecast costs arising from their cap and trade Compliance Plan for the January 1 - December 31, 2018 time period. The Gas Utilities filed their applications in accordance with the OEB's *Report of the Board – Regulatory Framework for Assessment of Costs of Natural Gas Utilities' Cap and Trade Activities* (Cap and Trade Framework).<sup>1</sup>

The OEB assigned the following file numbers to the applications: EB-2017-0224 (Enbridge Gas), EB-2017-0255 (Union Gas) and EB-2017-0275 (EPCOR Natural Gas).

**Proceeding Background**

On December 1, 2017, the OEB issued a Notice of Hearing for a combined public hearing to consider the application of each of the Gas Utilities.

On December 28, 2017, the OEB issued PO No.1 requesting comments on the draft Issues List and setting procedural steps for this proceeding.

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<sup>1</sup> EB-2015-0363

On January 10, 2018, Environmental Defence (ED) and Green Energy Coalition (GEC) filed a letter indicating their wish to submit evidence related to whether the utilities have struck a reasonable and appropriate balance between purchasing carbon allowances and implementing incremental conservation programs to reduce carbon emissions. Enbridge Gas and Union Gas opposed this request.

On February 7, 2018, the OEB issued PO No. 2 requesting that ED and GEC provide an outline and budget for their proposed intervenor evidence.

### **Intervenor Evidence**

On February 14, 2018, ED and GEC filed a letter that identified the scope of their proposed intervenor evidence, including the scope and relevance to the proceeding, budget, and timing. In their letter of February 22, 2018, ED and GEC submitted that a suitable filing deadline for their expert's report would be 15 working days after the issuance of the OEB's direction on the proposed intervenor evidence. On February 23, Enbridge Gas and Union Gas filed letters highlighting their concerns with the scope of the proposed evidence and delays to the hearing schedule.

Having considered the various correspondence on this issue from ED, GEC, Enbridge Gas and Union Gas, the OEB finds that the proposed evidence is relevant and the budget is acceptable. The OEB expects ED and GEC to be mindful of the concerns raised by Enbridge Gas and Union Gas in their respective letters. ED and GEC are asked to file their evidence by **March 19, 2018**. ED and GEC are asked to make their expert available to attend the technical conference.

The timing of the technical conference and oral hearing have been adjusted accordingly. The revised procedural steps are provided below.

### **Schedule of Procedural Steps**

The OEB is making provision for the following procedural steps in the order below. The OEB may issue further procedural orders from time to time.

### **IT IS THEREFORE ORDERED THAT:**

1. Environmental Defence and Green Energy Coalition shall file their evidence by **March 19, 2018**.

2. Enbridge Gas, Union Gas, EPCOR Natural Gas, OEB staff and other intervenors shall request any relevant information and documentation on intervenor evidence from Environmental Defence and Green Energy Coalition that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by **March 26, 2018**.
3. Environmental Defence and Green Energy Coalition shall file with the OEB complete written responses to all interrogatories and serve them on Enbridge Gas, Union Gas, EPCOR Natural Gas, OEB staff and other intervenors by **April 3, 2018**.
4. A transcribed technical conference will be convened on **April 9, 2018** beginning at 9:30 a.m. The technical conference will continue on **April 10, 2018**, if necessary. Parties intending to participate in the technical conference are required to file with the OEB and copy all other parties confirmation of the particular areas of the evidence that they seek to address, or seek clarification on, by **April 5, 2018**.
5. The oral hearing will commence on **April 23, 2018** beginning at 9:30 a.m. in the OEB's hearing room at 2300 Yonge Street, 25th Floor, Toronto. The oral hearing will continue on for additional days as determined by the OEB.

All filings to the OEB must quote the file numbers **EB-2017-0224 / EB-2017-0255 / EB-2017-0275**, be made in searchable / unrestricted PDF format electronically through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed at the OEB's address provided below. 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.ontarioenergyboard.ca/OEB/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.

With respect to distribution lists for all electronic correspondence and materials related

to this proceeding, parties must include the Case Manager, Valerie Bennett at [Valerie.Bennett@oeb.ca](mailto:Valerie.Bennett@oeb.ca) and OEB Counsel, Ljuba Djurdjevic, at [Ljuba.Djurdjevic@oeb.ca](mailto:Ljuba.Djurdjevic@oeb.ca), and Lawren Murray, at [Lawren.Murray@oeb.ca](mailto:Lawren.Murray@oeb.ca).

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**DATED** at Toronto, **February 26, 2018**

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary