



**EB-2007-0606**  
**EB-2007-0615**

**IN THE MATTER OF** the *Ontario Energy Board Act 1998*, S.O.1998, c.15, (Schedule B);

**AND IN THE MATTER OF** an Application by Union Gas Limited for an Order or Orders approving or fixing a multi-year incentive rate mechanism to determine rates for the regulated distribution, transmission and storage of natural gas, effective January 1, 2008;

**AND IN THE MATTER OF** an Application by Enbridge Gas Distribution Inc. for an Order or Orders approving or fixing rates for the distribution, transmission and storage of natural gas, effective January 1, 2008;

**AND IN THE MATTER OF** a combined proceeding Board pursuant to section 21(1) of the *Ontario Energy Board Act, 1998*.

### **PROCEDURAL ORDER No. 5**

Union Gas Limited ("Union") filed an Application on May 11, 2007 under section 36 of the *Ontario Energy Board Act, 1998*, S.O. c.15, Sched. B, as amended, for an order of the Ontario Energy Board (the "Board") approving or fixing a multi-year incentive rate mechanism to determine rates for the regulated distribution, transmission and storage of natural gas, effective January 1, 2008.

Enbridge Gas Distribution Inc. ("Enbridge" or "EGD") filed an Application on May 11, 2007 under section 36 of the *Ontario Energy Board Act, 1998*, S.O. c.15, Sched. B, as amended, for an order of the Board approving or fixing rates for the distribution, transmission and storage of natural gas, effective January 1, 2008.

The Board has assigned file number EB-2007-0606 to the Union Application and file number EB-2007-0615 to the Enbridge Application and has issued a Notice of Applications and Combined Proceeding dated May 25, 2007.

The Board's Notice indicated that Union and Enbridge (the "Companies", the "Applicants") would be filing written evidence in support of their respective Applications in due course.

On June 27, 2007 the Board issued Procedural Order No. 1 which set out, amongst other things, the combined proceeding timetable. The timetable anticipated the filing of the Companies' written evidence by July 9, 2007.

On July 9, 2007 the Board issued Procedural Order No. 2 to set a date to hear submissions regarding the schedule for the proceeding and whether the Union and Enbridge Applications should continue to be heard on a combined basis. In an oral decision, dated July 13, 2007, the Board found that the Applications would continue to be heard on a combined basis and the timetable would be extended to provide additional time for the filing of evidence.

The Board issued Procedural Order No. 3 on July 16, 2007 which included an updated case timetable.

On August 13, 2007 the Board issued Procedural Order No. 4 which set out the Board-approved Issues List for the EB-2007-0606/EB-2007-0615 proceeding.

On Issues Day, held on August 10, 2007, parties indicated that the existing proceeding timetable needed to be adjusted given the projected timing of yet-to-be filed evidentiary material. In this regard, the Board asked the parties to work on a revised timetable.

By way of Board staff, the Board understands that most parties have agreed to a revised proceeding timetable, including the proposal that the Customer Care/CIS related issues arising from the Enbridge 2007 Settlement be treated as a phase II matter in this proceeding. The Board accepts the parties' revised timetable attached as Appendix A to this Order.

Please be aware that further procedural orders may be issued from time to time.

**The Board therefore orders that:**

1. The case timetable attached as Appendix A to this Procedural Order replaces the one attached to Procedural Order No. 3.

**DATED** at Toronto, August 31, 2007.

ONTARIO ENERGY BOARD

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary

## APPENDIX A

### Union Gas Limited and Enbridge Gas Distribution Inc. 2008 Rates Case Timetable (Procedural Order No. 5)

	<b>Event</b>	<b>Date 2007</b>
1.	Interrogatories to Companies and PEG	Aug 20
2.	Interrogatory Responses	Sept 4
3.	EGD files Exhibit C Tabs 1-4	Sept 4
4.	EGD Reply Evidence to PEG Evidence	Sept 14
5.	EGD files Exhibit C Tabs 5-6 and Union files proposed rates per application	Sept 25
6.	Technical Conference on PEG, EGD, Union interrogatory responses; EGD Exhibit C and Reply Evidence; Union proposed rates	Oct 3-5
7.	Responses to Undertakings from Technical Conference	Oct 11
8.	Intervenor Evidence	Oct 19
9.	Technical Conference on Intervenor Evidence	Oct 24-25
10	Responses to Undertakings from Technical Conference	Oct 30
11	Union Reply Evidence on Risk Management and Weather Risk; EGD Reply on Intervenor Evidence	Nov 6
12	Intervenor Conference	Nov 12-13
13	Settlement Conference	Nov 14-23 (8 days)
14	File Settlement Proposal	Nov 30
15	Settlement Proposal Hearing	Dec 6
16	Oral Hearing	Dec 6 (12 hearing days)