



**EB-2009-0341**

**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 Enbridge Gas  
Distribution Inc. for an order or orders approving the final  
balances and clearance of certain Demand Side  
Management variance accounts into rates, as at July 1,  
2010.

### **PROCEDURAL ORDER NO. 1**

EGD has applied to the Board for an order or orders approving the final balances and clearance of certain Demand Side Management ("DSM") variance accounts into rates, as at July 1, 2010. The Board has assigned File No. EB-2008-0341 to this application.

As a result of a Notice of Application being published, certain parties requested intervenor status and sought eligibility for an award of costs. Subject to EGD's right to object, the Board grants the intervention requests to Energy Probe Research Foundation and Pollution Probe and finds these parties to be eligible for an award of costs.

### **THE BOARD ORDERS THAT:**

1. If EGD has any objection to the intervenor status or cost eligibility of Energy Probe Research Foundation or Pollution Probe, it shall file such objections by November 17, 2009. Energy Probe Research Foundation or Pollution Probe may respond to any such objections by November 23, 2009.
2. Intervenors and Board Staff who wish information and material from the Applicant that is in addition to the evidence filed with the Board shall request it by written interrogatories filed with the Board, and delivered to the Applicant on or before,

Friday, November 27, 2009. All interrogatories and responses must include a reference to the section of the application which identifies the specific evidence on which the interrogatory is based.

3. The Applicant shall file with the Board complete responses to the interrogatories and deliver them to the Intervenors no later than Wednesday, December 9, 2009.
4. Intervenors and Board Staff who wish to file written submissions with the Board, and delivered to the Applicant shall do so on or before Wednesday, December 23, 2009.
5. If the Applicant wishes to respond to the submissions, it shall do so by no later than Friday, January 8, 2009.

All filings to the Board must quote the file number, EB-2009-0341, be made through the Board's web portal at [www.errr.oeb.gov.on.ca](http://www.errr.oeb.gov.on.ca), and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at [www.oeb.gov.on.ca](http://www.oeb.gov.on.ca). If the web portal is not available you may email your document to the address below. Those who do not have internet access are required to submit all filings on a CD or diskette 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, 27<sup>th</sup> Floor  
Toronto, ON M4P 1E4

Attention: Board Secretary  
E-mail: [Boardsec@oeb.gov.on.ca](mailto:Boardsec@oeb.gov.on.ca)  
Tel: 1-888-632-6273 (toll free)  
Fax: 416-440-7656

**DATED** at Toronto, November 12, 2009

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary