



EB-2010-0184

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

AND IN THE MATTER OF a motion by the Consumers Council of Canada in relation to section 26.1 of the *Ontario Energy Board Act, 1998* and Ontario Regulation 66/10.

DECISION

On April 26, 2010, the Ontario Energy Board (the "Board") received a Notice of Motion from the Consumers Council of Canada ("CCC") regarding the assessments issued by the Board pursuant to section 26.1 of the *Ontario Energy Board Act, 1998* (the "Act") (the "Motion").

On May 11, 2010, the Board issued a Notice of Hearing and Procedural Order No. 1 (the "Notice") in which the Board stated that before determining whether or not it will hear the Motion, the Board intends to hear argument on a number of preliminary questions that were set out in the Notice. The Board also stated that the Notice was addressed to only CCC, the Attorney Generals of Ontario and Canada, and the Ministry of Energy and Infrastructure and that the Board was not inviting intervention by other parties in the hearing of these preliminary matters.

On May 21, 2010, the Board received a letter from Canadian Manufacturers & Exporters ("CME") seeking intervenor status in the proceeding.

The Board reconsidered the issue of broader participation in this proceeding and issued Procedural Order No. 3 on May 28, 2010. In Procedural Order No. 3, the Board granted the intervention request of CME and made provisions for interested persons to apply for intervenor status and to participate as an intervenor.

Pursuant to Procedural Order No. 3, the following parties requested intervenor status in this proceeding: Industrial Gas Users Association, Toronto Hydro Electric System Limited, Vulnerable Energy Consumers Coalition, Enbridge Gas Distribution Inc, and Union Gas Limited.

The Board grants the intervention requests for the aforementioned persons. An intervenor list is attached as Appendix A to this Decision.

As stated in Procedural Order No. 3, the Board expects the intervenors to cooperate with each other to ensure that there is no duplication of effort.

ISSUED at Toronto, June 3, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Appendix A to the Decision

**Motion by the Consumers Council of Canada in relation to section 26.1 of the
Ontario Energy Board Act, 1998 and Ontario Regulation 66/10**

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DATED: June 3, 2010

**Consumers Council of Canada
EB-2010-0184**

APPLICANT & LIST OF INTERVENORS

June 3, 2010

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**Consumers Council of Canada
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APPLICANT & LIST OF INTERVENORS

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Consumers Council of Canada

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APPLICANT & LIST OF INTERVENORS

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**Consumers Council of Canada
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APPLICANT & LIST OF INTERVENORS

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**Consumers Council of Canada
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**Consumers Council of Canada
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APPLICANT & LIST OF INTERVENORS

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