



EB-2010-0146

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 or fixing
just and reasonable rates and other charges for the sale,
distribution, transmission and storage of gas commencing
January 1, 2011.

BEFORE: Paula Conboy
Presiding Member

Cathy Spoel
Member

DECISION AND ORDER ON COST AWARDS

Background

Enbridge Gas Distribution Inc. ("Enbridge") filed an Application on September 1, 2010 with the Ontario Energy Board (the "Board") under section 36 of the *Ontario Energy Board Act*, 1998, S.O. c.15, Sched. B, for an order of the Board approving or fixing rates for the distribution, transmission and storage of natural gas, effective January 1, 2011. The Board assigned File No. EB-2010-0146 to this application.

On October 15, 2010, the Board issued its Notice of Application & Procedural Order No. 1 granting intervenor status to the following parties:

- Building Owners and Managers Association of the Greater Toronto Area ("BOMA")
- Canadian Manufacturers & Exporters ("CME")
- Comsatec Inc.

- Consumers Council of Canada (“CCC”)
- Direct Energy Marketing Limited
- ECNG Energy L.P.
- Energy Probe Research Foundation (“Energy Probe”)
- Federation of Rental-housing Providers of Ontario (“FRPO”)
- Industrial Gas Users Association (“IGUA”)
- Jason Stacey, Natural Gas Specialist
- Just Energy Ontario L.P.
- Ontario Association of Physical Plant Administrators (“OAPPA”)
- Ontario Power Generation Inc.
- School Energy Coalition (“SEC”)
- Shell Energy North America (Canada) Inc.
- TransCanada Energy Ltd.
- TransCanada Pipelines Limited
- Union Gas Limited
- Vulnerable Energy Consumer’s Coalition (“VECC”)

The Notice also stated that BOMA, CME, CCC, Energy Probe, FRPO, IGUA, OAPPA, SEC and VECC are deemed eligible to claim an award of costs.

The Board issued its Decision and Order on the application on November 25, 2010, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Enbridge.

The Board received cost claims from BOMA, CME, CCC, FRPO, IGUA, OAPPA and VECC by the December 22, 2010 deadline as specified in the Decision and Order. Energy Probe’s cost claim was received on December 23, 2010, and SEC’s cost claim was received on January 4, 2011.

Enbridge filed a letter on December 31, 2010 and January 5, 2011 stating that it found all cost claims to be within tolerances of the guidelines.

Board Findings

The Board reviewed the claims filed by BOMA, CME, CCC, FRPO, IGUA, OAPPA, VECC, Energy Probe and SEC.

Due to a calculation error when computing Form 3, the Board has adjusted Energy Probe's cost claim. Energy Probe's total revised claim is \$2,500.12.

The Board finds that BOMA, CME, CCC, FRPO, IGUA, OAPPA, VECC and SEC are eligible to recover 100% of their reasonably incurred costs of participating in this proceeding. The Board finds that Energy Probe's claim, adjusted as described above, is reasonable and shall be reimbursed by Enbridge.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge shall immediately pay:

- Building Owners and Managers Association of the Greater Toronto Area \$2,502.92;
- Canadian Manufacturers & Exporters \$4,581.07;
- Consumer Council of Canada \$3,729.00;
- Federation of Rental-housing Providers of Ontario \$4,955.70;
- Industrial Gas Users Association \$2,552.94;
- Ontario Association of Physical Plant Administrators \$1,330.00;
- School Energy Coalition \$759.00;
- Vulnerable Energy Consumer's Coalition \$3,087.02; and
- Energy Probe Research Foundation \$2,500.12.

2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

DATED at Toronto, January 24, 2011.

ONTARIO ENERGY BOARD

Kirsten Walli
Board Secretary