



EB-2010-0302

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B) pursuant to Section 90(1);

AND IN THE MATTER OF an application by Enbridge Gas Distribution Inc. for an order granting leave to construct a natural gas pipeline in the Township of St. Clair, Lambton County.

PROCEDURAL ORDER No. 1

Enbridge Gas Distribution Inc. (the "Applicant" or "Enbridge") filed an application with the Ontario Energy Board (the "Board") on December 17, 2010, under section 90 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Schedule B for an order granting leave to construct approximately 3,500 meters of 4 segments of extra high pressure pipeline, to enhance the connections between Dow Moore, Corunna, and Seckerton natural gas storage pools in the Township of St. Clair in Lambton County. The Board has assigned the application file number EB-2010-0302.

Construction is planned to start in June 2011. The pipeline is planned to be in-service for September 2011.

The Board issued a Notice of Application and Hearing ("Notice") on January 20, 2011. In response to the Notice, the Board received a letter of comment, dated February 5, 2011, from Mr. Tom Wilson on his own behalf and on behalf of Mr. Joe Wellington. Mr. Wilson and Mr. Wellington, landowners in the affected storage pool areas, requested "an oral hearing to be held locally". On February 9, 2011, the Board received a letter from Mr. Wellington requesting observer status. The Board granted observer status to Mr. Wellington. Union Gas Limited requested and was granted intervenor status in this proceeding. A list of all participants in this proceeding is attached as Appendix A to this procedural order.

After considering the request made by Mr. Wilson and Mr. Wellington for an oral hearing, the Board has determined that proceeding by way of a written hearing will be more efficient and expedient while at the same time providing parties with the ability to fully participate in the process as intervenors or observers.

At this time the Board considers it necessary to make provision for the following procedural matters. This procedural order may be amended, and further procedural orders may be issued from time to time.

THE BOARD THEREFORE ORDERS THAT:

1. Intervenor and Board staff who wish information and material from the Applicant that is in addition to the evidence filed with the Board, and that is relevant to the hearing, shall request it by written interrogatories filed with the Board and delivered to the Applicant on or before **Monday, February 28, 2011**.
2. The Applicant shall file with the Board complete responses to the interrogatories no later than **Thursday, March 3, 2011**.
3. Intervenor and Board staff who wish to make written submissions on the application shall file the submissions with the Board and deliver them to by **Wednesday, March 9, 2011**.
4. The Applicant may reply to any submissions received by filing reply submissions with the Board and delivered to the intervenor by **Friday, March 11, 2011**.

All filings to the Board must quote file number EB-2010-0302, be made through the Board's web portal at www.errr.ontarioenergyboard.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.ontarioenergyboard.ca. If the web portal is not available you may email your document to the BoardSec@ontarioenergyboard.ca. 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 seven paper copies. If you have submitted through the Board's web portal an e-mail is not required.

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.

Addresses

The Board:

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Attention: Board Secretary
Filings:
<https://www.errr.ontarioenergyboard.ca>

E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

The Applicant:

Enbridge Gas Distribution Inc.
P.O. Box 650
Scarborough ON M1K 5E3
Attention: Mr Norm Ryckman

E-mail:
EGDRegulatoryProceedings@enbridge.com

Tel: +1 (416) 495-5499
Fax: +1 (416) 495-6072

Counsel of the Applicant:

Mr. Scott Stoll
Aird & Berlis LLP
Suite 1800, Box 754
Brookfield Place, 181 Bay Street
Toronto, ON M5J 2T9

Tel: 416-865-4703
Fax: 416-863-1515
E-Mail:
sstoll@airdberlis.com

DATED at Toronto, February 23, 2011

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Appendix "A"

Procedural Order No. 1

Enbridge Gas Distribution Inc.

EB-2010-0302

Applicant and List of Intervenors

February 23, 2011

**Enbridge Gas Distribution Inc.
EB-2010-0302**

APPLICANT & LIST OF INTERVENORS

February 23, 2011

APPLICANT

Rep. and Address for Service

Enbridge Gas Distribution Inc.

Shari Lynn Spratt

Regulatory Coordinator
Enbridge Gas Distribution Inc.
500 Consumers Road
P.O. Box 650
Toronto, ON M2J 1P8

Tel: 416-495-5499

Fax: 416-495-6072

EGDRegulatoryProceedings@enbridge.com

APPLICANT COUNSEL

Scott Stoll

Counsel
Aird & Berlis LLP
181 Bay Street
Suite 1800, Box 754
Brookfield Place
Toronto ON M5J 2T9
Tel: 416-865-4703
Fax: 416-863-1515
[sstoll@airdberlis.com](mailto:ssoll@airdberlis.com)

INTERVENORS

Rep. and Address for Service

**Union Gas Power Limited
Partnership**

Mark Murray

Manager, Regulatory Projects and Lands Acquisition
Union Gas Limited
50 Keil Drive North
Chatham ON N7M 5M1
Tel: 519-436-4601
Fax: 519-436-4641
UNIONregulatoryproceedings@uniongas.com