



EB-2011-0290

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
extending the exemption from Section 2.2.2 of the
Affiliate Relationships Code to continue to allow
Enbridge Gas Distribution Inc. to share certain
information systems with Gazifere Inc. until June 30,
2012.

BEFORE: Paul Sommerville
Presiding Member

DECISION AND ORDER

Background

Enbridge Gas Distribution Inc. ("Enbridge" or the "Applicant") filed an application (the "Application") on June 30, 2011 with the Ontario Energy Board (the "Board") seeking an extension to its exemption from Section 2.2.2 of the Affiliate Relationships Code for Gas Utilities ("ARC") to continue to allow Enbridge to share certain information systems with Gazifere Inc. ("Gazifere") until June 30, 2012. Enbridge has filed written evidence in support of the Application and the Application has been assigned Board File No. EB-2011-0290.

In its December 22, 2008 Decision in the EB-2008-0275 proceeding, the Board granted Enbridge an exemption from Section 2.2.2 of the ARC to allow Enbridge to share certain information systems with Gazifere until July 31, 2011.

On August 11, 2011, Enbridge filed a letter requesting an Interim Order from the Board granting Enbridge an extension on the exemption from Section 2.2.2 of the ARC until the conclusion of this proceeding. The Board granted the requested interim relief until such time that the Board issues a final decision and order in this proceeding.

Enbridge noted that due to a delay in implementing two system modifications that Enbridge must undertake to segregate Gazifere data from Enbridge data, Enbridge requires a continuation of the exemption from Section 2.2.2 of the ARC until June 30, 2012.

Submissions were received from Board staff and the Canadian Manufacturers and Exporters ("CME"). Neither party opposed the relief sought in the Application. Board staff submitted that the exemption only be granted on the condition that Gazifere does not provide competitive services in Ontario. Board staff noted that this was the same condition that was applied to the exemption in the Board's EB-2008-0275 Decision and Order. Enbridge agreed to this condition of approval.

Board Findings

The Board will grant Enbridge an exemption from Section 2.2.2 of the ARC until June 30, 2012 as requested. The Board finds that this exemption is granted on the condition that Gazifere does not provide any competitive services in Ontario.

THE BOARD ORDERS THAT:

Enbridge is granted the requested exemption from Section 2.2.2 of the Affiliate Relationships Code for Gas Utilities in respect of its relationship with Gazifere. The exemption shall expire on June 30, 2012.

DATED at Toronto October 12, 2011

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary