



**EB-2012-0048**

**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 Union Gas Limited for an Order or Orders approving closure of Deferral Account 179-121 and Deferral Account 179-122 as of April 1, 2012.

#### **NOTICE OF APPLICATION AND PROCEDURAL ORDER NO. 1**

Union Gas Limited (“Union”) filed an application dated January 30, 2012 with the Ontario Energy Board (the “Board”) under section 36 of the *Ontario Energy Board Act*, 1998, S.O. c.15, Schedule B, for an order of the Board approving closure of Deferral Account 179-121 – Cumulative Under-Recovery – St. Clair Transmission Line and Deferral Account 179-122 – Impact of Removing St. Clair Transmission Line from Rates (together the “St. Clair Line Deferral Accounts”) (the “Application”). The Board has assigned file number EB-2012-0048 to the Application.

Union noted that, with the cancellation of the Dawn Gateway Pipeline project and the related cancellation of the sale of the St. Clair Transmission Line to Dawn Gateway LP (“DGLP”), Union will not be disposing of the balances in the St. Clair Line Deferral Accounts. Union indicated that the entries in the St. Clair Line Deferral Accounts have been reversed, the balances are now zero, and Union has requested that the noted deferral accounts be closed.

Copies of the Application and the pre-filed evidence in support of the application will be available for public inspection at the Board’s offices and at Union’s head office.

The Board adopts the intervenors in EB-2008-0411, EB-2010-0039, EB-2011-0038 and EB-2011-0025 as intervenors in this proceeding. Intervenors that were eligible for costs

in any of the above listed proceedings are deemed eligible for costs in this proceeding. A list of intervenors for EB-2012-0048 is attached as Appendix "A" to this order.

The Board will make provision for procedural matters in this Notice. Please be aware that further procedural orders may be issued from time to time.

**THE BOARD ORDERS THAT:**

1. Union shall immediately issue a copy of this Notice of Application and Procedural Order No. 1 and of the Application to all intervenors listed in Appendix "A", if they have not already been served, and shall provide affidavit proof of service to the Board.
2. Intervenors and Board staff who wish information and material from Union that is in addition to the evidence filed with the Board, and that is relevant to this proceeding, shall request it by written interrogatories filed with the Board and delivered to Union on or before **February 22, 2012**.
3. Union shall file with the Board complete responses to the interrogatories and deliver them to the intervenors no later than **February 29, 2012**.
4. Intervenors and Board staff who wish to make a written submission must file that submission with the Board, and deliver it to Union and other intervenors, by **March 7, 2012**.
5. If Union wishes to respond to the submissions, the response must be filed with the Board and delivered to intervenors by **March 14, 2012**.

All filings to the Board must quote the file number, EB-2012-0048, be made through the Board's web portal at <https://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. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. 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 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.

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**IMPORTANT:** If you do not file any comments in response to this notice, the Board may proceed without your participation and you will not be entitled to any further notice of these proceedings.

**DATED** at Toronto February 7, 2012

**ONTARIO ENERGY BOARD**

*Original signed by*

Kirsten Walli  
Board Secretary

Appendix 'A'

To

Notice of Application and Procedural Order No. 1

Union Gas Limited

EB-2012-0048

**Applicant and List of Intervenors**

February 7, 2012

**Union Gas Limited  
EB-2012-0048**

**APPLICANT & LIST OF INTERVENORS**

February 7, 2012

**APPLICANT**

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**Union Gas Limited**

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**Union Gas Limited**

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**Union Gas Limited**

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**Union Gas Limited**

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**Union Gas Limited**

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**Union Gas Limited**

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