



EB-2012-0072

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, as amended;

AND IN THE MATTER OF an application by Natural Resources Gas Limited for an order approving the terms and conditions upon which, and the period for which, the Corporation of the Town of Aylmer is, by by-law, to grant to Natural Resources Gas Limited the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend and add to the works in the Town of Aylmer;

AND IN THE MATTER OF an application by Natural Resources Gas Limited for an order directing and declaring that the assent of the municipal electors of the Town of Aylmer to the by-law is not necessary.

**PROCEDURAL ORDER NO. 5
September 17, 2012**

On February 22, 2012, Natural Resources Gas Limited ("NRG") filed an application with the Ontario Energy Board under the *Municipal Franchises Act*, R.S.O. 1990, c. M55 as amended (the "Act"). The application is for an order of the Board renewing NRG's right to operate works and add to works for the distribution of gas in the Town of Aylmer for a period of 20 years. The Board has assigned file number EB-2012-0072 to the application.

NRG holds a Certificate of Public Convenience and Necessity to operate works and add to works for the distribution of gas in the geographical area comprising the Town of Aylmer (E.B.C. 111).

On March 29, 2012 the Board issued a Notice of Application. NRG served and published the Notice of Application as directed by the Board. The Board issued four procedural orders which set the scope of the proceeding and procedural schedule for a written discovery process. The discovery process was concluded on August 23, 2012.

The Board intends to proceed by way of a written hearing and will set the timeline for written submissions by way of this procedural order.

The Board considers it necessary to make provision for the following procedural matters. The Board may issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. NRG shall file its argument-in-chief by **Friday October 5, 2012**.
2. Board staff and intervenors shall file their submissions by **Friday, October 19, 2012**.
3. NRG shall file its reply submission by **Friday, November 2, 2012**.

All filings to the Board must quote file numbers **EB-2012- 0072**, be made through the Board's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/> 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.

DATED at Toronto, September 17, 2012

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary