



**EB-2012-0226**  
**EB-2012-0227**

**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 pursuant to Section 90 of the *Ontario Energy Board Act, 1998*, granting leave to construct natural gas pipelines in the City of Thunder Bay and Gorham Township, in the District of Thunder Bay;

**AND IN THE MATTER OF** an Application by Union Gas Limited for a Certificate of Public Convenience and Necessity to construct works to supply gas to the inhabitants of Gorham Township.

## **PROCEDURAL ORDER NO. 2**

**January 15, 2013**

On April 27, 2012 Union Gas Limited (the "Applicant" or "Union") filed two applications with the Ontario Energy Board (the "Board").

The first application is for an order of the Board for leave to construct approximately 19 kilometres of nominal pipe size ("NPS") 16 (16 inch diameter) steel pipeline and 13.0 kilometres of NPS 12 (12 inch diameter) steel pipeline from TransCanada Pipeline's valve site in Gorham Township ("Gorham") to the Ontario Power Generation ("OPG") gas fired Thunder Bay Generating Station on Mission Island in the City of Thunder Bay ("Leave to Construct Application"). The gas fired station was planned as a result of the conversion of the existing Thunder Bay coal fired peaking generating station to gas fired generation. The Board has assigned file number EB-2012-0226 to this application.

The second application was for a Certificate of Public Convenience and Necessity ("CPCN") to construct works to supply gas to the inhabitants of the unincorporated Township of Gorham in the District of Thunder Bay. This application was filed under

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section 9 of the *Municipal Franchises Act*, R.S.O.1990, c.M.55, as amended. The Board has assigned file number EB-2012-0227 to this application.

On November 19, 2012 Union filed a letter informing the Board that it wished to revise its leave to construct Application (EB-2012-0226) ("Revised Application"). As a result of the termination of the gas supply contract by OPG, Union withdrew its request to construct a section of the natural gas pipeline connecting the Belrose Station to the Thunder Bay Generating Station. The Revised Application is to construct approximately 17 kilometres of NPS 12 steel pipeline to replace the NPS 10 Thunder Bay Lateral pipeline between Onion Lake Station and Belrose Station.

The Board issued a Notice of Revised Application on December 7, 2012. Union served and published this Notice as directed by the Board. No party applied for intervenor status or requested an oral hearing. The Board has decided that it will proceed by way of a written hearing in accordance with the schedule set in this procedural order.

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

**THE BOARD ORDERS THAT:**

1. Board staff may request information and material from Union that is in addition to the evidence filed with the Board, and that is relevant to the hearing, by written interrogatories filed with the Board by **January 21, 2013**.
2. Union shall file with the Board complete responses to the interrogatories by **January 28, 2013**.
3. Board Staff may make a written submission on the application and file such submission with the Board, and deliver it to Union by **February 6, 2013**.
4. Union may reply to any submissions by filing a reply submission with the Board by **February 13, 2013**.

All filings to the Board must quote file numbers **EB-2012-0226 and EB-2012-0227** be made through the Board's web portal at

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<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](http://www.ontarioenergyboard.ca). If the web portal is not available you may email your document to the [BoardSec@ontarioenergyboard.ca](mailto: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, January 15, 2013

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary