



EB-2012-0451
EB-2012-0433
EB-2013-0074

IN THE MATTER OF an application by Enbridge Gas Distribution Inc. for: an order or orders granting leave to construct a natural gas pipeline and ancillary facilities in the Town of Milton, City of Markham, Town of Richmond Hill, City of Brampton, City of Toronto, City of Vaughan and the Region of Halton, the Region of Peel and the Region of York; and an order or orders approving the methodology to establish a rate for transportation services for TransCanada Pipelines Limited;

AND IN THE MATTER OF an application by Union Gas Limited for: an Order or Orders for pre-approval of recovery of the cost consequences of all facilities associated with the development of the proposed Parkway West site; an Order or Orders granting leave to construct natural gas pipelines and ancillary facilities in the Town of Milton; an Order or Orders for pre-approval of recovery of the cost consequences of all facilities associated with the development of the proposed Brantford-Kirkwall/Parkway D Compressor Station project; an Order or Orders for pre-approval of the cost consequences of two long term short haul transportation contracts; and an Order or Orders granting leave to construct natural gas pipelines and ancillary facilities in the City of Cambridge and City of Hamilton.

PROCEDURAL ORDER NO. 13
November 7, 2013

The Ontario Energy Board has received three related applications requesting approval for the Applicants to undertake system expansion projects: one filed by Enbridge Gas Distribution Inc. ("Enbridge") and two filed by Union Gas Limited ("Union") (the "Applicants").

A record of all procedural matters that have been dealt with up to this point in this combined proceeding is available on the Board's web site.

Settlement Agreement

As contemplated in Procedural Order No. 12, the applicants filed the NEB Settlement Agreement between TransCanada Pipelines Ltd., GMI, Enbridge and Union with the Board on October 31, 2013.

In Procedural Order No. 12, the Board stated: "If the Settlement Agreement is consistent with the Term Sheet and the testimony provided to date, as the Applicants have indicated it will be, then the Board would not expect that any further oral examination would be required. Further testimony would be warranted only if there was a substantial difference between the provisions of the Settlement Agreement (and the resulting tolls) and the related evidence to date."

On November 7, 2013 the applicants filed a letter with the Board detailing discussions between the parties regarding possible economic implications of the Settlement Agreement and the need to have further information placed on the record. The applicants have proposed to update a number of exhibits to reconcile with the details included in the Settlement Agreement, and to provide certain additional information, and file the updates by Thursday, November 7, 2013. The applicants noted in their letter that a number of intervenors supported this approach and that they had not heard from anyone who opposes their proposal. The applicants also suggested that the due dates for arguments from all intervenors be postponed until Friday, November 15, 2013 at 10:00 a.m. and Monday, November 25, 2013 for reply argument.

The Board accepts the applicants' proposal as described in the letter and has modified the procedural steps below. The Board appreciates the collective efforts of the parties to reach an agreement.

THE BOARD ORDERS THAT:

1. Enbridge and Union shall file updates to its evidence consistent with the details outlined in its letter dated November 7, 2013 on or before **Friday, November 8, 2013**.
2. Board staff and intervenors may file written submissions with the Board and copy all parties on or before **Friday, November 15, 2013 at 10:00 a.m.**
3. Enbridge and Union may file written reply submissions with the Board and copy all parties on or before **Monday, November 25, 2013**.

All filings to the Board must quote the file number, EB-2012-0451/EB-2012-0433/EB-2013-0074, 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. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at 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 4:00 p.m. on the required date.

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Attention: Board Secretary
Filings:
<https://www.pes.ontarioenergyboard.ca/eservice/>
E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, November 7, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

APPENDIX A

**ENBRIDGE GAS DISTRIBUTION INC.
EB-2012-0451**

**UNION GAS LIMITED
EB-2012-0433
EB-2013-0074**

Case Timetable

APPENDIX A

Enbridge Gas Distribution Inc. - GTA Project (EB-2012-0451)
Union Gas Limited - Parkway West (EB-2012-0433)
Union Gas Limited - Brantford-Kirkwall / Parkway D (EB-2013-0074)

Case Timetable
Date: November 7, 2013

	Event	Date
1.	Interrogatories filed	May 21
2.	Interrogatory responses	June 7
3.	Technical Conference	June 12
4.	Undertakings from Technical Conference filed	June 18
5.	Intervenor evidence	June 28
6.	Motion Record Supporting Evidence – Union and Gaz Metro	July 3
7.	TransCanada evidence	July 5
8.	Submissions on Union’s confidentiality request	July 5
9.	Interrogatories on Intervenor evidence, excluding TransCanada evidence	July 5
10.	Reply Submission on Union’s confidentiality Request	July 9
11.	Response to Motion Record by all parties	July 9
12.	Oral Hearing on Motion	July 11
13.	Interrogatories on TransCanada evidence	July 12
14.	Interrogatory responses on Intervenor evidence, including TransCanada	July 19
15.	Motion Record Supporting Evidence – Environmental Defence	July 25
16.	Response to Environmental Defence Motion Record by all parties	August 1
17.	Interrogatories on Enbridge Evidence update by all parties	August 2

	Event	Date
18.	Reply submission by Environmental Defence	August 7
19.	Interrogatory responses by Enbridge on evidence update	August 12
20.	TransCanada evidence update	August 16
21.	Interrogatories on TransCanada evidence update by all parties	August 20
22.	Interrogatory responses by TransCanada on evidence update	August 26
23.	Settlement Conference	August 28
24.	Settlement Agreement and Proposed Hearing Plan filed	September 4
25.	Pre-Hearing Conference	September 5
26.	Oral Hearing	September 12
27.	Continuation of Oral Hearing	October 9
28.	Applicants' Argument-in-chief	October 21
29.	Applicants to file Settlement Agreement	October 31
30.	Applicants to file evidence updates	November 8
31.	Written submissions for all parties	November 15
32.	Applicants' written reply submissions	November 25