



EB-2012-0459

IN THE MATTER OF the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15 (Sched. B);

AND IN THE MATTER OF an Application by Enbridge Gas Distribution Inc. for an order or orders approving or fixing rates for the sale, distribution, transmission and storage of gas commencing January 1, 2014.

**INTERIM RATE ORDER
AND
PROCEDURAL ORDER NO. 3**

November 28, 2013

Enbridge Gas Distribution Inc. ("Enbridge") filed an application dated July 3, 2013 with the Ontario Energy Board (the "Board") under section 36 of the *Ontario Energy Board Act*, S.O. 1998 for an order or orders approving rates for a five year period commencing January 1, 2014. The Board has assigned file number EB-2012-0459 to the application. A record of all procedural matters in this proceeding is available on the Board's web site.

Interim Rate Order

Enbridge filed a letter on November 21, 2013 requesting that Enbridge's existing rates be declared interim effective January 1, 2014. The reason provided was that a final rate order for 2014 is not anticipated before December 31, 2013 and there is a need to

facilitate the processing of Enbridge's January 1, 2014 quarterly rate adjustment mechanism.

The implementation of final rates later than January 1, 2014 has been raised as issue 32 on the Issues List. Issue 32 states "How should the Board implement the rates relevant to this proceeding if they cannot be implemented on or before January 1, 2014?"

The Board approves the request and will declare the existing rates interim effective January 1, 2014.

Request for Confidential Treatment of Certain Materials

The Board is in receipt of a November 15, 2013 request by Enbridge seeking confidential treatment of certain materials filed in response to a preliminary Board staff information request (Board staff Interrogatory #1). The request was filed in accordance with the Board's Practice Direction on Confidential Filings.

Enbridge's request for confidentiality relates to five data files in Excel format listed below:

1. Output Index – Subgroups
2. Input Index_subgroup_calcs
3. Input Index_subgroup_calcs_PFP
4. Benchmarking Analysis
5. Master Company Matrix – Data Screens

Enbridge stated that the files contain information purchased from data vendors by its consultant, Concentric Energy Advisers Inc., under the condition that the relevant data not be released publicly.

The Board will grant the request for confidentiality on an interim basis and offer parties an opportunity to file a submission on Enbridge's claim for confidentiality. The Board will make a final determination after receipt of submissions.

The case timetable is attached as Appendix A. Please note that the case timetable is unchanged from the one attached to the November 5, 2013 Decision on Issue List and Decision on Motion. Please be aware that further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. Effective January 1, 2014, Enbridge's existing rates shall be interim pending final resolution of the matters before the Board in this proceeding.
2. Parties wishing to view the documents referred to in Enbridge's confidentiality request shall do so upon executing the Board's Declaration and Undertaking.
3. Parties wishing to make a submission on whether the Board should grant the confidentiality request shall do so by **December 4, 2013**.
4. If Enbridge wishes to file a response to the submissions on its claim for confidentiality, it shall file such response with the Board and serve it on all intervenors on or before **December 11, 2013**.

All filings to the Board must quote file number **EB-2012-0459**, be made electronically through the Board's web portal at www.pes.ontarioenergyboard.ca/eservice/ in searchable / unrestricted PDF format. Two paper copies must also be filed at the Board's address provided below. Filings must clearly state the sender's name, postal address, telephone number, fax number and e-mail address.

All filings shall 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.

Persons 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.

For all electronic correspondence and materials related to this proceeding, parties must include in their distribution lists the Case Manager, Colin Schuch at colin.schuch@ontarioenergyboard.ca and Senior Legal Counsel, Kristi Sebalj at kristi.sebalj@ontarioenergyboard.ca

All communications should be directed to the attention of the Board Secretary and be received no later than 4:45 p.m. on the required date.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
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 28, 2013**

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

APPENDIX “A”

Enbridge Gas Distribution Inc.

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Preliminary Case Timetable

Date: November 28, 2013

	Event	Date
1.	Notice	July 23
2.	Procedural Order No. 1	August 27
3.	Submissions on need for a Preliminary Issue	September 4
4.	Submissions on Experts Plan	September 9
5.	Responding submissions on need for a Preliminary Issue	September 11
6.	Decision on need for a Preliminary Issue & Procedural Order No. 2	October 2
7.	Letter – from Board staff re: PEG deliverables	October 4
8.	Parties notify Enbridge of topics of interest for Information Session	October 8
9.	information session (hosted by Enbridge)	October 11
10.	File PEG written assessment report	October 22
11.	Issues Conference	October 25
12.	Submissions on Contested Issues	October 29
13.	Reply Submissions on Contested Issues	October 31
14.	Procedural Order No. 3 (Final Issues List)	November 6
15.	Interrogatories filed (Enbridge & PEG)	November 13
16.	Interrogatory responses (Enbridge & PEG)	December 11
17.	Intervenor evidence	December 18

18.	Interrogatories on Intervenor evidence	December 23
19.	Interrogatory responses on Intervenor evidence	January 10
20.	Technical Conference	January 16,17
21.	Undertakings from Tech Conf filed	January 23
22.	Settlement Conference	January 27 – February 7
23.	File Settlement Proposal	February 14
24.	Oral Hearing (10 hearing days)	February 20-March 7