

# *Aiken & Associates*

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May 27, 2014

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27<sup>th</sup> Floor  
Toronto, ON M4P 1E4

Dear Ms. Walli,

## **RE: EB-2014-0145 - London Property Management Association Notice of Intervention and Request for Cost Eligibility Determination**

### **Statement of Interest**

1. The London Property Management Association ("LPMA") is a non-profit organization whose overall goal is to help property managers and those who own/operate residential income properties in the City of London and surrounding communities. The LPMA offers information and assistance to its members to help them deal with the legislation, rules and regulations that affect their business.

2. LPMA is made up of approximately 400 landlord members ranging from single unit owners to managers and owners of in excess of 2,000 units. The membership consists of a representative cross section of the rental property owners in the London area. In total, the LPMA members own or manage more than 35,000 rental units in the London area.

3. LPMA members receive regulated natural gas service from Union Gas Limited primarily under rates M1, M2 and M4. The membership of the LPMA wishes to intervene in this proceeding because the issues, methodologies and impacts raised by the application may result in changes to regulated rates and/or costs. The views of these businesses should be considered in this proceeding.

4. LPMA intends to actively participate in this proceeding for the purpose of ensuring the record in this proceeding is complete and to make submissions on the issues which are raised in the application, including the appropriate balances in the deferral and variance accounts, their allocation to the various rate classes, the appropriateness of the new account being requested, the appropriateness of the suspension of the vertical slice methodology, the appropriateness of the gas supply plan and any other issues that may be raised in the application or arise throughout the process.

### **Intervention**

5. LPMA hereby gives notice of its intention to intervene in, and appear at, all phases of the public hearing.

6. LPMA reserves the right to be heard, to appear by or with counsel and/or consultant, to ask interrogatories and to cross-examine on all matters raised during the proceeding that may relate to its interests, to adduce evidence on specific matters of its choice related to the Applications, and to present argument.

7. LPMA hereby requests that the Board, Union Gas, and all other parties provide it with copies of all evidence and correspondence related to the Application and the Hearing.

### **Cost Eligibility**

8. LPMA intends to seek an award of costs and is requesting that the Board determine that it is eligible for an award of costs.

9. As indicated above, the LPMA is comprised of small and mid sized commercial customers of Union Gas that take regulated services from Union. Its members have a substantial interest in these proceedings, including all issues that affect rates and services available to them.

10. The Board's cost eligibility criteria, found in Section 3 of the Practice Directions on Cost Awards includes a number of criteria related to the LPMA. Specifically, Section 3.03 states that a party is eligible to apply for a cost award where the party primarily represents the direct interests of consumers (e.g. ratepayers) in relation to regulated services. As indicated above, the LPMA is intervening on behalf of its members which are consumers (i.e. ratepayers) in relation to regulated services provided by Union Gas. As such, the LPMA submits that it is eligible for a cost award under Section 3.03.

11. The LPMA notes that it has been found to be eligible for an award of costs in past proceedings for Union Gas rate applications.

### **Communications & Request for Written Evidence**

12. All communications related to this Notice of Intervention and to this proceeding should be directed to:

Mr. Randy Aiken  
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13. LPMA requests that a hard copy of the evidence, along with interrogatory responses and any other material upon which the application is based be proved to its consultant at the above noted address.

Yours very truly,

*Randy Aiken*

Randy Aiken  
Aiken & Associates

c.c. Karen Hockin (Union Gas)