EB-2013-0365

UNION GAS LIMITED

SETTLEMENT AGREEMENT

<u>Updated</u>

June 3, 2014

EB-2013-0365

SETTLEMENT AGREEMENT

This Settlement Agreement ("Agreement") is for the consideration of the Ontario Energy Board ("the Board") in its determination, under Docket No. EB-2013-0365, of Calendar 2014 rates for Union Gas Limited ("Union"). By Procedural Order No. 1 dated December 20, 2013, the Board scheduled a Settlement Conference to commence at 9:30 a.m. on March 17, 2014. The Settlement Conference was duly convened, and finished on March 19, 2014.

The following parties participated in the Settlement Conference:

Association of Power Producers of Ontario ("APPrO")

BOMA Greater Toronto ("BOMA")

Canadian Manufacturers & Exporters ("CME")

Consumers Council of Canada ("CCC")

City of Kitchener ("Kitchener")

Energy Probe Research Foundation ("Energy Probe")

Federation of Rental-housing Providers of Ontario ("FRPO")

Industrial Gas Users Association ("IGUA")

London Property Management Association ("LPMA")

Nova Chemicals (Canada) Ltd. ("NOVA")

Ontario Association of Physical Plant Administrators ("OAPPA")

Ontario Power Authority ("OPA")

Ontario Greenhouse Vegetable Growers ("OGVG")

School Energy Coalition ("SEC")

Six Nations Natural Gas ("Six Nations")

TransCanada Pipelines Limited ("TransCanada ") TransCanada Energy Ltd. ("TCE") Vulnerable Energy Consumers Coalition ("VECC")

Except as expressly noted below, the parties agree to the relief sought by Union in the Application and accept Union's position that the claimed relief is supported by Union's prefiled evidence and its responses to interrogatories. References to the prefiled evidence and the interrogatories are provided in relation to each of the agreed items contained in the Agreement.

It is acknowledged and agreed that none of the provisions of this Agreement is severable except Issues <u>10.7</u> and 11. If the Board does not, prior to the commencement of the hearing of the evidence, accept the remainder of the Agreement in its entirety, there is no Agreement (unless the parties agree in writing that any portion of the Agreement the Board does accept may continue as a valid Agreement).

It is further acknowledged and agreed that parties will not withdraw from this Agreement absent a material change of circumstances except as provided under Rule 32.05 of the Ontario Energy Board's Rules of Practice and Procedure.

It is also acknowledged and agreed that this Agreement is without prejudice to parties reexamining these issues in any other proceeding.

The parties agree that all positions, information, documents, negotiations and discussion of any kind whatsoever which took place or were exchanged during and as part of the Settlement

Conference are strictly confidential and without prejudice, and inadmissible unless relevant to the resolution of any ambiguity that subsequently arises with respect to the interpretation of any provision of this Agreement.

The role adopted by Board Staff in Settlement Conferences is set out on page 5 of the Board's Settlement Conference Guidelines. Although Board Staff is not a party to this Agreement, as noted in the Guidelines, "Board Staff who participate in the settlement conference are bound by the same confidentiality standards that apply to parties to the proceeding".

The form of the Agreement generally follows the major issues outlined in the prefiled evidence. Except as noted in this Agreement, there were no other issues raised requiring resolution in this proceeding. As described above, the evidence supporting the agreement on each issue is cited in each section of the Agreement. Abbreviations will be used when identifying exhibit references. For example, Exhibit A, Tab 4, Schedule 1, Page 1 will be referred to as A/T4/S1/p. 1. The structure and presentation of the settled issues is consistent with settlement agreements which have been accepted by the Board in prior cases. The parties agree that this Agreement forms part of the record in this proceeding.

3

1 ARE THE BASE RATE ADJUSTMENTS APPROPRIATE?

(Complete Settlement)

The parties agree there are two base rate adjustments. As approved in the Board's EB-2013-0202

Decision (Union's 2014-2018 Incentive Regulation Mechanism "IRM" proceeding), the 2014

rates will be adjusted by \$3.154 million to levelize the deferred tax drawdown over the IRM term

and by an upfront productivity commitment of \$4.5 million.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.3; A/T1/WP/S9

2 HAS UNION APPROPRIATELY APPLIED THE INFLATION FACTOR AND APPROPRIATELY CALCULATED THE PRODUCTIVITY FACTOR FOR CALCULATING 2014 RATES?

(Complete Settlement)

Consistent with the Board's EB-2013-0202 Decision, the parties agree that the inflation factor to be used in Union's PCI (Price Cap Index) mechanism is the actual year-over-year percentage change in the annualized average of four quarters (using Q2 to Q2) of Statistics Canada's Gross Domestic Product Implicit Price Index Final Domestic Demand ("GDP IPI FDD"). For 2014 rates, the inflation factor is 1.27%, based on the actual change in GDP IPI FDD from 2012 Q2 to 2013 Q2. The parties agree that the annual productivity ("X") factor for the IRM term is 60% of inflation, which equals 0.76% and the PCI is 0.51% (EB-2013-0365 Rate Order Working Papers, Schedule 1).

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence Reference:

1. A/T1/pp. 3-4; A/T1/WP/S1

3 <u>IS THE Z FACTOR ADJUSTMENT APPROPRIATE?</u>

(Complete Settlement)

The parties agree that 50% of tax changes will be treated as a Z factor, as approved by the Board in its EB-2013-0202 Decision. For 2014, the calculation of the tax rate variance between Board-approved and the forecast income tax rate is \$1.695 million. The ratepayer portion of the income tax rate increase is \$0.848 million (50% of \$1.695 million).

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/pp. 4-5; A/T1/WP/S17; B4.1

4 ARE THE Y FACTOR ADJUSTMENTS APPROPRIATE?

4.1 IS THE TREATMENT PROPOSED FOR Y FACTOR COST OF GAS AND UPSTREAM TRANSPORTATION COSTS APPROPRIATE?

(Complete Settlement)

The parties agree to include cost of gas and upstream transportation costs as a Y Factor, as approved by the Board in its EB-2013-0202 Decision. Changes in upstream gas costs will continue to be determined using the Board-approved QRAM methodology. The upstream transportation costs include the 2013 Board-approved treatment of upstream transportation

optimization revenues. All upstream transportation optimization revenue will continue to be treated in accordance with the Board's EB-2011-0210 Decision and be classified as upstream transportation cost reductions with 90% of the net revenues from such transactions being recorded in the Upstream Transportation Optimization Deferral Account (179-131).

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.6

4.2 IS THE TREATMENT PROPOSED FOR Y FACTOR DSM BUDGET CHANGES APPROPRIATE?

(Complete Settlement)

The parties agree to include DSM budget changes as a Y Factor, as approved by the Board in its

EB-2013-0202 Decision. Parties agree to include a DSM budget of \$32.049 million in 2014 rates.

This represents an increase of \$0.408 million based on an inflation of 1.29% multiplied by the

DSM budget of \$31.641 million included in 2013 rates.

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.6; A/T1/WP/S11; B2.1; B12.1

4.3 IS THE TREATMENT PROPOSED FOR Y FACTOR LRAM FOR THE CONTRACT RATE CLASSES APPROPRIATE?

(Complete Settlement)

The parties agree to include LRAM for the contract rate classes as a Y Factor, as approved by the

Board in its EB-2013-0202 Decision. The parties agree to adjust volumes and calculate rates to

capture the LRAM volume impacts for contract rate classes.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/pp. 6-7; A/T1/WP/S18

4.4 IS THE TREATMENT PROPOSED FOR Y FACTOR UNACCOUNTED FOR GAS VOLUME VARIANCES APPROPRIATE?

(Complete Settlement)

The parties agree to record in the UFG volume deferral account the difference between the UFG

volume included in rates and the actual UFG volume, as approved by the Board in its EB-2013-

0202 Decision. The amount to be recorded in the UFG volume deferral account will be calculated

using the most recent Board-approved Weighted Average Cost of Gas ("WACOG").

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.7

4.5 IS THE TREATMENT AND AMOUNT PROPOSED FOR Y FACTOR MAJOR CAPITAL ADDITIONS APPROPRIATE?

(Complete Settlement)

The parties agree to include the 2014 Parkway West project revenue requirement credit of \$0.276

million in 2014 rates. The Board approved the capital pass-through mechanism as a Y Factor in

its EB-2013-0202 Decision and approved the Parkway West project in its EB-2012-0433

Decision.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/pp. 7-9, A/T1/App. G; B1.1

5 <u>IS THE NORMALIZED AVERAGE CONSUMPTION ADJUSTMENT</u> <u>APPROPRIATE?</u>

(Complete Settlement)

The parties agree to adjust General Service rates annually for the changes in NAC, as approved

by the Board in its EB-2013-0202 Decision. For 2014, Union will adjust rates for the 2012 actual

NAC, using the Board-approved weather normal methodology blend of 50:50 (30-year average

and 20-year declining trend).

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, OPA, Six Nations, TransCanada, TCE

Evidence references:

1. A/T1/p. 10; A/T1/WP/S12

6 ARE THE CUSTOMER BILL IMPACTS APPROPRIATE?

(Partial Settlement)

The parties agree that Union's proposed customer bill impacts as attached in the draft Rate Order

at Appendix A, as a result of the application of the incentive regulation mechanism approved in

EB-2013-0202, are appropriate.

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, Kitchener, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.11; A/T1/WP/S7

7 <u>ARE THE RATE SCHEDULE CHANGES APPROPRIATE?</u>

(Complete Settlement)

The parties agree that all rate schedule changes as proposed in the pre-filed evidence at Exhibit

A, Tab 1, are appropriate. This includes the approved EB-2011-0210 changes, proposed 2014

changes to site specific measuring equipment and proposed changes to Union's general terms and

conditions ("GT&C").

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, Kitchener, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/pp. 11-15; A/T1/App. B; A/T1/App. H; A/T1/App. I

8 ARE THE NEW DEFERRAL ACCOUNTS APPROPRIATE?

(Complete Settlement)

The parties agree on the establishment of the following three deferral accounts, as approved by

the Board in its EB-2013-0202 Decision.

8.1 NORMALIZED AVERAGE CONSUMPTION DEFERRAL ACCOUNT (179-133)

The parties agree that the Normalized Average Consumption deferral account is appropriate and will capture the variance between the forecast NAC in rates and what is observed on an actual basis for the same year.

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.16; A/T1/App. F

8.2 TAX DEFERRAL ACCOUNT (179-134)

The parties agree that the tax deferral account will capture the variance between taxes using the

actual rates and calculation method/rules and the approved rates and calculation method/rules in

Union's rates.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p. 16; A/T1/App. F

8.3 UNACCOUNTED FOR GAS (UFG) DEFERRAL ACCOUNT (179-135)

The parties agree that the UFG volume deferral account will capture the difference between the

UFG volume included in rates and the actual UFG volume. The amount to be recorded in the

UFG volume deferral account will be calculated using the most recent Board-approved WACOG.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.16; A/T1/App. F

9 <u>IS IT APPROPRIATE TO MAINTAIN ALL OTHER EXISTING DEFERRAL</u> <u>ACCOUNTS WHICH UNION HAS NOT REQUESTED TO DISCONTINUE?</u>

(Complete Settlement)

The parties agree that it is appropriate to continue all other deferral accounts.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.17; A/T1/App. F

10 COST OF SERVICE DIRECTIVES

10.1 FILE AN UPDATED REPORT FROM EB-2011-0038 (BLACK & VEATCH REPORT)

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to hire an independent consultant to

update the report that was filed in the EB-2011-0038 proceeding and file that report as part of its

2014 rates proceeding. The Board noted that, as part of Union's 2014 rates filing, it will revisit the allocation of all storage related costs between Union's utility and non-utility operations and may also order further updates to the allocation factors. The parties agree to update the general plant allocator for 2013 base rates. This update results in a revenue requirement decrease of \$0.381 million. The revenue requirement decrease is allocated in proportion to the allocation of general plant in Union's 2013 Board-approved cost allocation study. General plant costs are allocated to rate classes in proportion to the allocation of rate base and O&M expenses.

The 2013 Board-approved cost study updated for the general plant allocator change will be filed with the Board by April 30, 2014.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T2; B1.4

10.2 FILE AN ANALYSIS OF THE ALLOCATION OF COSTS FOR DISTRIBUTION MAINTENANCE – METER AND REGULATOR REPAIRS

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to file a comprehensive cost allocation study to support Union's annual volume breakpoint reduction and rate block harmonization proposals for the Rate 01/Rate 10 and Rate M1/Rate M2 general service rate classes. In conjunction with this directive, the Board also directed Union to include an analysis of the allocation of distribution maintenance meter and regulator repairs costs for the Rate 01 and Rate M1 customers that would transition to Rate 10 and Rate M2 in 2014. The parties agree that this

issue is related to the Volume Breakpoint reduction proposal in EB-2011-0210. Please see issue

10.8 below.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T1/p.18

10.3 FILE EVIDENCE TO SUPPORT THE ALLOCATION OF UNION NORTH AND UNION SOUTH DISTRIBUTION MAINTENANCE – EQUIPMENT ON CUSTOMER PREMISES

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to file sufficient evidence to support its proposed change to the allocation of distribution maintenance costs for equipment on customer premises. Specifically, the Board directed Union to include "a definition for this maintenance category and a delineation of what has changed since EB-2005-0520 that would result in a change to the allocation methodology." No parties objected to Union's response to this directive. Union will file sufficient evidence to support its proposed change to the allocation of distribution maintenance costs for equipment on customer premises as part of its 2019 rebasing proceeding.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC The following parties take no position: OPA, Six Nations, TransCanada, TCE Evidence References:

1. A/T1/p.19

10.4 COMMUNICATE M4, M5A, AND M7 CHANGES TO CUSTOMERS

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to communicate M4, M5A and M7 rate class eligibility changes to relevant customers. No party objected to Union's response to the directive.

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC The following parties take no position: APPrO, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T3; B2.2; B2.3; B4.7; B4.8; B4.9; B7.1

10.5 UNDERTAKE A REVIEW OF THE ALLOCATION OF KIRKWALL METERING COSTS

In its EB-2011-0210 Decision, the Board directed Union to review the allocation of Kirkwall metering costs. The parties agree that this issue will proceed to hearing before the Board for determination. In order to implement rates on June 1, 2014, the parties agree that any cost allocation changes to the Kirkwall metering costs as a result of the Board's Decision will be implemented January 1, 2015 as part of Union's 2015 rates proceeding.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, TransCanada, Union, VECC

The following parties take no position: OPA, Six Nations, TCE

Evidence References:

1. A/T1/pp. 19-21; B1.3; B9.1; B9.2; B9.3; B9.4; B9.5; B9.6; B9.7; B9.8; B9.9

10.6 PREPARE SEPARATE AUDITED FINANCIAL STATEMENTS FOR THE PORTION OF THE BUSINESS THAT IS SUBJECT TO RATE REGULATION

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to prepare and file separate audited financial statements for that portion of its business that is subject to rate regulation. In EB-2013-0109 (Union's 2012 Deferral Disposition and Earnings Sharing), Union filed evidence to provide an updated estimate of the cost required to prepare these financial statements and respond to the directive. The Board on its own motion, "determined that it would initiate a motion to review the Board's direction in its EB-2011-0210 Decision and Order requiring Union to annually prepare and file separate audited financial statements for that portion of its business that is subject to rate regulation" (Notion of Motion and Procedural Order 3, EB-2013-0109). In its EB-2013-0109 Decision, the Board found the potential value received from the separate audited financial statements does not justify the expected costs, and therefore the Board relieved Union of the requirement to prepare separate audited financial statements for its regulated business. The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

Evidence References:

1. A/T1/p.22

10.7 REPORT ON THE OUTCOME OF THE PARKWAY OBLIGATION WORKING GROUP

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to report to the Board during its 2014 rates proceeding, on the proposal, if any, in respect to the Parkway delivery obligation as established by the Parkway Obligation Working Group process. <u>The Settlement Agreement for the Parkway delivery obligation can be found at Appendix B.</u>

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, Kitchener, FRPO, IGUA, NOVA, OAPPA, OGVG, SEC, TCE, Union

The following parties take no position: CCC, Energy Probe, LPMA, Six Nations, TCPL, VECC

Evidence References:

<u>1. A/T4</u>

10.8 UNDERTAKE A COST ALLOCATION STUDY WHICH INCLUDES THE VOLUME BREAKPOINT REDUCTION PROPOSAL

(Complete Settlement)

In its EB-2011-0210 Decision, the Board directed Union to file a comprehensive cost allocation study to support Union's annual volume breakpoint reduction and rate block harmonization proposals for the Rate 01/Rate 10 and Rate M1/Rate M2 general service rate classes. The parties agree that they will jointly retain an independent consultant to conduct a study of the cost allocation and rate design associated with the Rate 01/Rate 10 and Rate M1/Rate M2 general service rate classes. The cost of the study will be borne by Union, but the independent consultant will be instructed and supervised by a joint committee of Union and representatives of the other parties. The study will be filed not later than Union's 2016 rate application. The parties reserve the right to take any position in relation to any of the recommendations made by the independent

consultant. The parties further agree that any recommendation by the consultant to decrease the monthly customer charge attributable to any of the above rate classes would, in any event, not be implemented by Union prior to 2019.

The following parties agree with the settlement of this issue: BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: APPrO, OPA, Six Nations, TransCanada, TCE

Evidence References:

1. A/T5; B5.1; B5.2; B5.3

11 <u>LEAMINGTON LINE PROJECT</u>

(No Settlement)

Are Union's contracting practices with respect to the provision of distribution service that utilizes the Learnington Line Project appropriate (e.g. the practice of requiring customers to commit to a contractual aid to construct or minimum annual volume in connection with the Project)?

12 HOW SHOULD THE NEW RATES BE IMPLEMENTED?

(Complete Settlement)

Attached at Appendix A is a draft Rate Order. The parties agree that following Board approval of

the Rate Order, Union, on a best efforts basis, will implement the Rate Order on June 1, 2014.

The following parties agree with the settlement of this issue: APPrO, BOMA, CME, CCC, Kitchener, Energy Probe, FRPO, IGUA, LPMA, NOVA, OAPPA, OGVG, SEC, Union, VECC

The following parties take no position: OPA, Six Nations, TransCanada, TCE