



EB-2014-0145

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 or orders clearing certain non-commodity related deferral accounts;

AND IN THE MATTER OF an Application by Union Gas Limited for an order approving a deferral account to capture variances between balances approved for disposition and amounts actually refunded/recovered.

PROCEDURAL ORDER NO. 2
August 14, 2014

Union Gas Limited ("Union") filed an application dated May 2, 2014 with the Ontario Energy Board (the "Board") under section 36 of the *Ontario Energy Board Act, 1998*, S.O. c.15, Schedule B, for an order of the Board approving the final disposition of 2013 year-end deferral account balances (the "Application"). The Application also requested the approval of a new Deferral Clearing Variance Account (Account No. 179-132). The Board has assigned file number EB-2014-0145 to the Application.

The Board issued a Notice of Application (the "Notice") dated May 27, 2014. Intervenor status was requested by:

- Building Owners and Managers Association ("BOMA")
- Canadian Manufacturers and Exporters ("CME")
- Consumers Council of Canada ("CCC")
- Federation of Rental-housing Providers of Ontario ("FRPO")
- Industrial Gas Users Association ("IGUA")
- City of Kitchener ("Kitchener")
- London Property Management Association ("LPMA")
- Ontario Greenhouse Vegetable Growers ("OGVG")
- TransCanada Energy Ltd. ("TCE")
- TransCanada Pipelines Ltd. ("TransCanada")
- Vulnerable Energy Consumers Coalition ("VECC").

The Board issued Procedural Order No. 1 on June 13, 2014. In Procedural Order No. 1 the Board granted intervenor status to all parties that requested it and determined that BOMA, CME, CCC, FRPO, IGUA, LPMA, OGVG and VECC will be eligible to apply for an award of costs under the Board's *Practice Direction on Cost Awards*. The Board also set out a process for the filing of interrogatories and scheduled a Settlement Conference for August 7 and 8, 2014. The Board also set August 14, 2014 as the deadline for filing any Settlement Proposal arising from the Settlement Conference.

The Settlement Conference was held on August 7, 2014. By letter dated August 11, 2014 (and as updated on August 12, 2014), Union requested an extension until August 22, 2014 for filing the Settlement Proposal. In its letter, Union stated that both Union and intervenors have a number of people away on vacation during the week of August 11, 2014 and therefore it requires an additional week to finalize the Settlement Proposal.

The Board has determined that it will grant Union an extension until August 22, 2014 to file the Settlement Proposal. The Board has scheduled September 3, 2014 and September 4, 2014 for an oral hearing to review the Settlement Proposal and hear any unsettled issues. In addition, the Board has also set out below the process for the filing of argument in this proceeding.

The Board considers it necessary to make provisions for the following matters related to this proceeding. The Board may issue further procedural orders from time to time.

THE BOARD ORDERS THAT:

1. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board no later than 4:45 p.m. on **August 22, 2014**.
2. Board staff is to file its submission on the Settlement Proposal by **August 27, 2014**.
3. An Oral Hearing will be held on **September 3, 2014** beginning at 9:30 a.m. and concluding at 12:30 p.m. in the Board's Hearing room, on the 25th floor at 2300 Yonge Street, Toronto, Ontario, to review the Settlement Proposal and hear any unsettled issues. The Oral Hearing will continue on **September 4, 2014** at 9:00 a.m. if necessary.
4. Union shall file its Argument-in-Chief with the Board and serve it on all other parties on or before **September 18, 2014**.
5. Board staff and intervenors who wish to make written submissions shall file such submissions with the Board, and deliver them to Union and other intervenors, on or before **October 2, 2014**.

6. If Union wishes to reply to the submissions of other parties, the reply shall be filed with the Board and delivered to intervenors on or before **October 16, 2014**.

All filings to the Board must quote file number **EB-2014-0145**, 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.

For all electronic correspondence and materials related to this proceeding, parties must include in their distribution lists the Case Manager, Lawrie Gluck at Lawrie.Gluck@ontarioenergyboard.ca and Senior Legal Counsel, Michael Millar at Michael.Millar@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, August 14, 2014

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary