



Jay Shepherd

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BY EMAIL and RESS

January 24, 2014
Our File: EB20140012

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2014-0012– Union Hagar LNG Service – Notice of Late Intervention

We are counsel to the School Energy Coalition (“SEC”). We enclose our Notice of Intervention in this matter, and request that the Board accept this late filing. SEC originally determined that it did not need to intervene in this matter as there were a sufficient number of interveners in the proceeding to adequately canvass the issues.

On Wednesday of this week we become aware of a motion filed by Northeast Midstream LP, seeking an order pursuant to section 29(1) of the *Ontario Energy Board Act*, for the Board to forbear from regulating the liquefied natural gas service as proposed by Union. This motion raises new issues in this proceeding that are of significant importance to ratepayers and that SEC specifically may seek to address. This is the first time a third-party has initiated a section 29 application and it raises fundamental questions not just on the scope of the section generally, but also its application in this proceeding, including the principles the Board must consider when such a request is brought by a third-party who wants to compete with a regulated utility in a regulated activity.

SEC understands that if the Board allows this late intervention, it accepts the record as it is, and will adhere to the schedule already set out in the various Procedural Orders already issued.

Yours very truly,
Jay Shepherd P.C.

Original signed by

Mark Rubenstein

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cc: Wayne McNally, SEC (by email)
Applicant and Intervenors (by email)

IN THE MATTER OF the *Ontario Energy Board Act 1998*,
Schedule B to the *Energy Competition Act*, 1998, S.O. 1998, c.15;

AND IN THE MATTER OF an Application by Union Gas
Limited pursuant to section 36(1) of the *Ontario Energy Board Act 1998*, for an Order or Orders approving rates and other charges for
an interruptible natural gas liquefaction service.

NOTICE OF INTERVENTION
OF THE
SCHOOL ENERGY COALITION

1. The School Energy Coalition (“SEC”) applies for intervenor status in this proceeding.
2. SEC is a frequent intervenor in Board proceedings. Our current Annual Filing can be found on the Board’s website, here:

http://www.ontarioenergyboard.ca/oeb/_Documents/Intervenor_Filings/SEC_2014_annual_intervenor_filing_20140602.pdf
3. The School Energy Coalition intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. SEC has participated in many past natural gas and electricity proceedings in Ontario, including consultations, rate cases, and other processes and hearings, and has been found eligible to be paid its reasonably incurred costs in all of those proceedings.

Issues to be Addressed

4. SEC’s intended participation will focus on the following issues:
 - a. The scope and application of section 29;
 - b. If the motion is granted in whole or in part, the issues of implementation and cost allocation;
 - c. Generally to represent the interests of school boards and their students in this process.

The Intervenor's Intended Participation

5. The School Energy Coalition intends to participate in any pre-hearing procedures, including interrogatories or technical conferences, and settlement conferences. SEC also intends to participate in any oral hearing of this matter, and in written or oral submissions, as well as any other parts of the process that the Board should order.

Counsel/Representative

6. SEC requests that a copy of all documents filed with the Board by each party to this proceeding be served on the intervenor, and on the intervenor's counsel, as follows:

- a. School Energy Coalition: (electronic copies only)

ONTARIO EDUCATION SERVICES CORPORATION
c/o Ontario Public School Boards Association
439 University Avenue, 18th Floor
Toronto, ON
M5G 1Y8

Attn: Wayne McNally, SEC Coordinator
Phone: 416 340-2540
Fax: 416 340-7571
Email: wmcnally@opsba.org

- b. SEC's counsel: (both electronic and paper copies)

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Respectfully submitted on behalf of the School Energy Coalition this October 24th, 2014.

Original signed by

Mark Rubenstein
Counsel for School Energy Coalition