EB-2014-0154

**ONTARIO ENERGY BOARD**

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

**AND IN THE MATTER OF** a hearing of the Ontario Energy Board (the “Board”) on its own motion in order to determine the Application by Union Gas Limited (“Union”) for an order or orders approving a one‑time exemption from Union Gas Limited’s approved rate schedules to reduce certain penalty charges applied to direct purchase customers who did not meet their contractual obligations;

**AND IN THE MATTER OF** a motion brought by Natural Resource Gas Limited (“NRG”) pursuant to the Board’s Rules of Practice and Procedure revised to April 24, 2014 (the “Rules”) and, in particular, Rules 7 and 40.01 that the Board review that part of the final Order in EB‑2014‑0154 in its Decision and Order dated October 9, 2014 as it affects NRG and Union and consolidation with the NRG QRAM – Phase 2 Proceeding in EB-2014-0053.

B E T W E E N:

NATURAL RESOURCE GAS LIMITED

Moving Party

- and –

ONTARIO ENERGY BOARD and UNION GAS LIMITED

Respondents

MOTION RECORD

of NATURAL RESOURCE GAS LIMITED

**December 9, 2014 FASKEN MARTINEAU DuMOULIN LLP**

Barristers and Solicitors

333 Bay Street, Suite 2400
Bay Adelaide Centre, Box 20
Toronto, ON M5H 2T6

**John A. Campion (LSUC# 14121C)**

EB-2014-0154

**ONTARIO ENERGY BOARD**

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

**AND IN THE MATTER OF** a hearing of the Ontario Energy Board (the “Board”) on its own motion in order to determine the Application by Union Gas Limited (“Union”) for an order or orders approving a one‑time exemption from Union Gas Limited’s approved rate schedules to reduce certain penalty charges applied to direct purchase customers who did not meet their contractual obligations;

**AND IN THE MATTER OF** a motion brought by Natural Resource Gas Limited (“NRG”) pursuant to the Board’s Rules of Practice and Procedure revised to April 24, 2014 (the “Rules”) and, in particular, Rules 7 and 40.01 that the Board review that part of the final Order in EB‑2014‑0154 in its Decision and Order dated October 9, 2014 as it affects NRG and Union and consolidation with the NRG QRAM – Phase 2 Proceeding in EB-2014-0053.

B E T W E E N:

NATURAL RESOURCE GAS LIMITED

Moving Party

- and –

ONTARIO ENERGY BOARD and UNION GAS LIMITED

Respondents

|  |
| --- |
| **TABLE OF CONTENTS** |
| **Tab No.** | **Description** |  | **Page Nos:** |
|  | Notice of Motion | December 9, 2014 | 1 – 5 |
|  | Affidavit of Brian Lippold | December 8, 2014 | 6-133 |

|  |  |
| --- | --- |
| December 8, 2014 | **FASKEN MARTINEAU DuMOULIN LLP**Barristers and Solicitors333 Bay Street, Suite 2400Bay Adelaide Centre, Box 20Toronto, ON M5H 2T6**John A. Campion (LSUC# 14121C)**Tel: 416.865 4357Email: jcampion@fasken.comFax: 416 364 7813 Lawyers for Moving Party/Appellant,Natural Resource Gas Ltd. |

|  |
| --- |
| **ONTARIO ENERGY BOARD**  File No. EB-2014-0154**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15 (Schedule B) (the “Act”);**AND IN THE MATTER OF** a hearing of the Ontario Energy Board (the “Board”) on its own motion in order to determine the Application by Union Gas Limited (“Union”) for an order or orders approving a one‑time exemption from Union Gas Limited’s approved rate schedules to reduce certain penalty charges applied to direct purchase customers who did not meet their contractual obligations;**AND IN THE MATTER OF** a motion brought by Natural Resource Gas Limited (“NRG”) pursuant to the Board’s Rules of Practice and Procedure revised to April 24, 2014 (the “Rules”) and, in particular, Rules 7 and 40.01 that the Board review that part of the final Order in EB‑2014‑0154 in its Decision and Order dated October 9, 2014 as it affects NRG and Union and consolidation with the NRG QRAM – Phase 2 Proceeding in EB-2014-0053. |
|   |
| **ONTARIO ENERGY BOARD** |
| **MOTION RECORD** |
| **FASKEN MARTINEAU DuMOULIN LLP**333 Bay Street, Suite 2400Bay Adelaide Centre, Box 20Toronto, Ontario M5H 2T6**John A. Campion**Tel: 416.865.4357 Fax: 416 364.7813 Email: jcampion@fasken.com **Lawyers for the Moving Party/Appellant,Natural Resource Gas Limited** |