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January 19, 2015

Filed on RESS and Sent via Courier

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

Dear Ms. Walli:

**Re: Union Gas Limited
Application for 2013 Disposition of Demand Side Management Deferral and
Variance Accounts
Board File No. EB-2014-0273**

The Association of Power Producers of Ontario ("APPRO") respectfully requests intervenor status in the above-referenced proceeding.

Please do not hesitate to contact me should you have any questions or concerns.

Sincerely,

Signed original sent to Board

Lisa (Elizabeth) DeMarco

CC: Vanessa Innis (Union Gas Limited)
Alexander Smith (Torys LLP)
David Butters (APPRO)
John Wolnik (Elenchus Research Associates Inc)

Encl.

ONTARIO ENERGY BOARD

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;

NOTICE OF INTERVENTION

ASSOCIATION OF POWER PRODUCERS OF ONTARIO

January 19, 2015

Lisa (Elisabeth) DeMarco

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Zizzo Allan DeMarco LLP

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1. Zizzo Allan DeMarco LLP is counsel to the Association of Power Producers of Ontario (“**APPrO**”) and hereby requests intervenor status on APPrO’s behalf in the above-noted proceeding.

A. APPrO and its Interest in the Proceeding

2. APPrO is a non-profit organization representing more than 100 companies involved in the generation of electricity in Ontario, including generators and suppliers of services, equipment and consulting services. APPrO’s members produce electricity from natural gas, hydro, coal, nuclear, wind, biogas and other sources.
3. Certain of APPrO’s members contract for significant quantities of both transmission and distribution services from Union Gas Limited (“**Union**”). These members stand to be directly affected by the issues raised by Union in its application to the Ontario Energy Board (the “**Board**”) dated December 1, 2014 (the “**Application**”), as Union’s proposed disposition of amounts in certain deferral and variance accounts relating to its 2013 Demand Side Management (“DSM”) programs may have a considerable impact on the amounts paid by APPrO members, including Rate 100, Rate 20 and T2 customers. As a result, APPrO’s members have a direct and significant interest in this proceeding.

B. APPrO’s Experience as a Frequent Intervenor

4. APPrO has a record of participating in Board proceedings as an intervenor. A description of APPrO, its mandate and objectives, membership and representative constituency, and programs and activities are summarized in Attachment I.

C. Nature and Scope of APPrO’s Intended Participation

5. APPrO intends to be an active participant in this proceeding, and will act responsibly to coordinate with other intervenors where common issues may arise and be otherwise addressed. APPrO intends to participate through counsel to request information, participate in any requisite motions, test evidence through the stipulated processes, submit written interrogatories and provide oral argument. Subject to the development of the record in this matter, APPrO may also submit evidence.

6. APPrO will consider and refine its interests in this proceeding on an ongoing basis, upon further review of the Application and in accordance with the directions of the Board. APPrO reserves its right to participate on any further related issues that may arise as the Application proceeds.

D. Request for Written Evidence

7. APPrO requests that a copy of the written evidence upon which the Application is based be provided to its counsel.

E. Costs

8. In accordance with s. 3.03(a) of the Board's Practice Direction on Cost Awards, APPrO is eligible to seek an award of costs from Union, as APPrO is a party that primarily represents the direct interests of consumers in relation to services that are regulated by the Board.
9. The Board has deemed APPrO an intervenor eligible for costs in previous proceedings. These proceedings include, among others: Union's 2013 Rebasing Proceeding (EB-2011-0210), and Union's application for an order of the Board amending or varying the rate or rates charged to customers as of October 1, 2012 in connection with the sharing of 2011 earnings under the incentive rate mechanism approved by the Board (EB-2012-0087). APPrO believes it is appropriate for the Board to award APPrO costs in the context of this proceeding as well.

F. Preferred Language

10. APPrO's preferred official language for correspondence is English.

G. APPrO's Representatives

11. If APPrO is granted intervenor status by the Board, APPrO requests that further communications with respect to this proceeding be sent to the following:

Association of Power Producers of Ontario
25 Adelaide St. East
Suite 1602
Toronto, ON M5C 3A1

Attention: David Butters, President
Telephone: 416-322-6549, x231
Facsimile: 416-481-5785
Email: david.butters@appro.org

AND

Zizzo Allan DeMarco LLP

41-A Avenue Road,
Toronto ON M5R 2G3

Attention: Lisa (Elisabeth) DeMarco
Telephone: 647-991-1190
Facsimile: 1-888-734-9459
Email: lisa@zizzoallan.com

Attention: Joanna Kyriazis
Tel: 1-888-389-5798
Facsimile: 1-888-734-9459
Email: joanna@zizzoallan.com

AND

Elenchus

34 King Street East
Toronto, ON M5C 2X8

Attention: John Wolnik
Telephone: (519) 474-0844
Email: jwolnik@elenchus.ca

ALL OF WHICH IS RESPECTFULLY
SUBMITTED THIS
19th day of January, 2015

Signed original sent to Board

Lisa (Elisabeth) DeMarco
Zizzo Allan DeMarco LLP
Counsel for APPrO

ATTACHMENT I

The Association of Power Producers of Ontario

Description

The Association of Power Producers of Ontario (“**APPrO**”) is a not-for-profit trade and professional organization which represents Ontario-based commercial electricity generators and suppliers of services, equipment and consulting services. APPrO is the largest organization of its type in Canada. APPrO was established in 1986 as the Independent Power Producers’ Society of Ontario and changed its name to APPrO in 2003.

Mandate and objectives

APPrO’s principal objective is the achievement of an economically and environmentally sustainable electricity sector in Ontario that supports the business interests of electricity generators. APPrO’s role in the electricity sector is to raise awareness and understanding of its members’ concerns with senior decision-makers in government, regulatory bodies and the public at large.

Membership and representative constituency

APPrO currently has about 100 corporate members, who collectively produce more than 95% of the electricity made in Ontario. APPrO’s members produce electricity from a range of sources, including natural gas, hydroelectricity, cogeneration, windpower, solar energy, biomass, biogas, nuclear energy, coal, and other sources. The total value of assets owned or operated by APPrO members is estimated at more than C\$50 billion, and the total annual sales of electricity by APPrO members exceeds C\$7 billion per year (wholesale value).

Programs and activities

APPrO acts as an advocate for its members. It aims to have a voice on regulatory and policy issues which affect generators in Ontario, including electricity market rules, power procurement processes, the regulation of the natural gas market (both provincially and federally), climate change rules and compliance mechanisms, approval requirements, transmission development, distributed generation, and a number of other issues. APPrO is a leading advocate for public policies and regulatory treatments that it believes will facilitate the development of power generation in the province and assist in the development of a more open and competitive market for power.

APPrO also organizes industry conferences and produces a number of publications. APPrO’s magazine, IPPSO FACTO, is an authoritative periodical on the electricity business and policy issues in Canada.

APPrO’s authorized representative in OEB proceedings

APPrO’s authorized representative in proceedings before the Ontario Energy Board (the “**Board**”) is Zizzo Allan DeMarco LLP (“**ZAD**”), represented by Lisa (Elisabeth) DeMarco, with support from other ZAD associates. ZAD’s representation of APPrO in proceedings before the Board is pursuant to a written retainer agreement. APPrO will also be represented in these proceedings by John Wolnik of Elenchus.