



EB-2014-0261

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

AND IN THE MATTER OF an application by Union Gas Limited
for an order or orders granting leave to construct natural gas
pipelines and ancillary facilities in the City of Hamilton,
the City of Burlington, and the Town of Milton;

AND IN THE MATTER OF an application by Union Gas Limited
for an order or orders granting leave to construct a compressor
station in the Municipality of Middlesex Centre;

AND IN THE MATTER OF an application by Union Gas Limited
for an order or orders for pre-approval of recovery of
the cost consequences of all facilities associated with the
development of natural gas pipelines and ancillary facilities
and the compressor station.

PROCEDURAL ORDER NO. 2

January 29, 2015

Union Gas Limited ("Union") filed an application with the Ontario Energy Board on
September 30, 2014 for:

1. leave to construct 20 kilometers of NPS 48 pipeline from the Hamilton Valve Site
to Milton Valve Site in the City of Hamilton, the City of Burlington, and the Town
of Milton pursuant to section 90 of the Act;

2. leave to construct Lobo C Compressor Station and associated facilities at the Lobo Compressor Station site in the Municipality of Middlesex Centre pursuant to section 91 of the Act; and
3. pre-approval of the recovery of costs associated with the system expansion which is the subject of this application pursuant to section 36 of the Act.

A Notice was issued on October 28, 2014 and was served and published as directed. A written discovery process was completed on January 28, 2015.

The purpose of this procedural order is to set the schedule for the next steps in the review of this application, including the review of a draft Issues List which is attached as Appendix A.

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

IT IS THEREFORE ORDERED THAT:

1. Comments on the Draft Issues List must be filed with the Board and delivered to Union and all other parties by **February 4, 2015**.
2. A Settlement Conference will be convened at 9:30 a.m. on **February 9, 2015** with the objective of reaching a settlement among the parties on the issues. The Settlement Conference will be held in the Board's hearing room at 2300 Yonge Street, 25th Floor, Toronto.
3. Any settlement proposal arising from the Settlement Conference shall be filed with the Board no later than 4:45 p.m. on **February 23, 2015**.
4. Any submission from Board staff on a settlement proposal shall be filed with the Board and served on all parties within **7 days** from when a settlement proposal is filed.
5. If there is no settlement proposal arising from the Settlement Conference, Union shall file a statement to that effect with the Board by **February 17, 2015**.

6. An Oral Hearing will be held at the Board's offices located at 2300 Yonge Street, Toronto, Ontario, on the 25th Floor in the West Hearing Room on **March 3, 2015** at 9:30 a.m. to deal with the Settlement Agreement or any, or all, unsettled issues.

All filings to the Board must quote the file number, EB-2014-0261 and be made electronically in searchable / unrestricted PDF format through the Board's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.ontarioenergyboard.ca/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, 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

E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

ISSUED at Toronto, January 29, 2015

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

Appendix A

DRAFT ISSUES LIST

1. Are the proposed facilities needed?
2. Do the proposed facilities meet the Board's economic tests as outlined in the Filing Guidelines on the Economic Tests for Transmission Pipeline Applications, dated February 21, 2013, as applicable?
3. What are the potential short-term and long-term rate impacts to customers? Are these costs and rate impacts to customers appropriate?
4. What are the facilities and non-facilities alternatives to the proposed facilities? Have these alternatives been adequately assessed and are any preferable to the proposed facilities, in whole or in part?
5. Do the facilities address the OEB Environmental Guidelines for Hydrocarbon Pipelines as applicable?
6. Are there any outstanding landowner matters for the proposed facilities with respect to routing and construction matters? For greater clarity, landowners include parties from whom permits, crossing agreements and other approvals are required.
7. Are the proposed facilities designed in accordance with current technical and safety requirements?
8. Has there been adequate consultation with other potentially affected parties?
9. Does the project meet the capital pass-through mechanism criteria for pre-approval to recover the cost consequences of the proposed facilities?
10. If the Board approves the proposed facilities, what conditions, if any, are appropriate?