Fogler, Rubinoff LLP
Lawyers

77 King Street West
Suite 3000, PO Box 95
TD Centre North Tower
Toronto, ON M5K 1G8
t: 416.864.9700 | f: 416.941.8852
foglers.com

Reply To: Thomas Brett
Direct Dial: 416.941.8861
E-mail: tbrett@foglers.com
Our File No. 155564

October 27, 2015

VIA RESS, EMAIL AND COURIER

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

Attention: Kirsten Walli
Board Secretary

Dear Ms. Walli:

**Re: EB-2015-0116: Union Gas Limited, 2016 Rate Adjustment Application
BOMA Interrogatories**

Please find attached BOMA's Interrogatories with respect to the above captioned proceeding.

Yours truly,

FOGLER, RUBINOFF LLP

Tom Brett

Thomas Brett
TB/dd
Encls.
cc: All Parties *(by email)*

EB-2015-0116

ONTARIO ENERGY BOARD

Union Gas Limited
Application for natural gas distribution, transmission and storage rates commencing January 1, 2016.

INTERROGATORIES OF

BUILDING OWNERS AND MANAGERS ASSOCIATION, GREATER TORONTO (BOMA)

October 27, 2015

Tom Brett
Fogler, Rubinoff LLP
77 King Street West, Suite 3000
P.O. Box 95, TD Centre North Tower
Toronto, ON M5K 1G8

Counsel for BOMA

Interrogatories

Ref: Exhibit A, Tab 1, Page 10

1. Is Union including the revenue requirement's impacts of the Burlington-Oakville Pipeline project in 2016 rates? If so, why, given that the project has not been approved (LTC) by the Board?

Ref: Exhibit A, Tab 1, Page 17, Line 19 – Unauthorized Overrun non-compliance rate

2. (a) How would the revenue from the penalty rates be treated?

   (b) What is the notice procedure whereby Union calls interruptions?

   (c) What due diligence does Union conduct before qualifying a customer for interruptible service? Does Union have the right to refuse interruptible service to a customer and insist that it take firm service in whole or in part? Has it done so in the recent past?

   (d) Is there more than one level of interruptible service? If so, please explain the priority of service.

Ref: Exhibit A, Tab 1, Page 23

3. (a) Please provide the revenue requirement impact of the payment of PDCI to direct purchase customers and sales customers in 2016. Is the cost a Y-factor? More generally, how is it treated in rates under IRM?

(b) Please provide the number (and volume) of Dawn Parkway customers who will be required to deliver at Parkway in 2016.

(c) Is Union South's sales (system) gas all deemed to be delivered at Parkway, or is it actually delivered to Parkway? Please explain fully.

Ref: Rate Order, Appendix A, Page 7

4. Please provide details of each of Notes (1) through (4).

Ref: Exhibit A, Tab 2, Page 4

5. (a) Please assess the costs (including, if appropriate, the opportunity costs) of each of the three options Union has to manage the shortfall at Parkway.

(b) Has Union already implemented one of the options? Please provide details.

Ref: Exhibit A, Tab 3, Page 8

6. (a) Figure 3 (The Appalachian Shale Region) shows parts of Ontario, including parts within Union's franchise area, hosting Utica shale gas, and to a lesser extent, Marcellus shale gas. Has Union assessed the technical and/or economic potential of deposits of these (or other) shales in Ontario? If so, can it produce such studies? If not, why not?

(b) Is Union aware of studies by other parties that have assessed the Utica/Marcellus (or other) shales in Ontario?

Ref: Ibid, Page 12

7. In its evidence in the "NEXUS case", Union goes to some length to stress that Ontario should access Appalachian shale gas both at Niagara and from Michigan. However, aside from one small (22,101 GJ/day) contract from Niagara to Kirkwall on TCPL, starting November 2012, Union has not sought to access additional volumes at Niagara. This, notwithstanding that the shortest route for Marcellus/Utica shale gas to many of Union's customers is through Niagara rather than via Ohio and Michigan to Dawn. Moreover, Dominion North and Dominion South commodity prices are generally significantly lower than at Dawn. These two factors combined will often result in lower landed costs to Union's Ontario customers if Union were to bring Marcellus/Utica shale gas to Ontario through Niagara rather than through Michigan and Ohio. In light of these facts, please explain why Union has not accessed additional supplies at Niagara or at Dominion North, Dominion South, or other Marcellus "hubs" through Niagara.