



EB-2015-0367

Union Gas Limited

**Application for approval to establish an account to
record the cost impacts of potential government
requirements related to greenhouse gas emissions.**

PROCEDURAL ORDER NO. 1

January 27, 2016

Union Gas Limited (Union) filed an application on December 17, 2015 with the Ontario Energy Board (the OEB) pursuant to section 36 of the *Ontario Energy Board Act, 1998*, for an order approving the establishment of a deferral account to record the cost impacts of potential government requirements related to greenhouse gas emissions (the Greenhouse Gas Emissions Impact Deferral Account).

The OEB issued a Notice of Application and Hearing on January 11, 2016. The last date for intervention was January 25, 2016. The following parties applied for intervenor status.

- Association of Power Producers of Ontario (APPrO)
- Building Owners and Managers Association Toronto (BOMA)
- Enbridge Gas Distribution Inc. (Enbridge)
- School Energy Coalition (SEC)
- TransCanada Energy Limited (TCE)

APPrO, BOMA and SEC also applied for cost eligibility.

No objections were received regarding the requests for intervenor status or cost eligibility.

Each of APPrO, BOMA, Enbridge, SEC and TCE are granted intervenor status. The list of intervenors in this proceeding is attached as Schedule A to this procedural order.

APPrO, BOMA and SEC are each eligible to apply for an award of costs under the OEB's *Practice Direction on Cost Awards*. Cost eligible intervenors should be aware that the OEB will not generally allow the recovery of costs for the attendance of more than one representative of any party, unless a compelling reason is provided when cost claims are filed. The OEB also expects that intervenors will combine their interventions with those of similarly interested parties, will co-operate with all other parties to the extent possible and will be mindful to avoid duplication.

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

IT IS THEREFORE ORDERED THAT:

1. OEB staff and intervenors who wish information and material from Union that is in addition to Union's evidence, and that is relevant to the hearing, shall request it by written interrogatories filed with the OEB and delivered to Union and all intervenors by **Friday, February 5, 2016**.
2. Union shall file with the OEB complete responses to the interrogatories and deliver them to the intervenors and OEB staff by **Friday, February 19, 2016**.
3. Unless otherwise ordered by the OEB, OEB staff and intervenors who wish to file written submissions shall file those submissions with the OEB, and deliver the submissions to Union and all intervenors, by **Friday, March 4, 2016**.
4. If Union wishes to reply to the submissions of other parties, the response shall be filed with the OEB, and delivered to all intervenors, by **Friday, March 18, 2016**.

All filings to the Board must quote the file number, **EB-2015-0367** and be made electronically in searchable/unrestricted PDF format through the OEB'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.

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.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Lawrie Gluck at Lawrie.Gluck@ontarioenergyboard.ca and Board Counsel, Michael Millar at Michael.Millar@ontarioenergyboard.ca.

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

DATED at Toronto, January 27, 2016

ONTARIO ENERGY BOARD

By delegation, before: Kristi Sebalj

Original signed by

Kristi Sebalj
Registrar

Schedule A

Procedural Order No. 1

Union Gas Limited

EB-2015-0367

Applicant and List of Intervenor

January 27, 2016

Union Gas Limited
EB-2015-0367
Greenhouse Gas Emissions Impact Deferral Account

APPLICANT & LIST OF INTERVENORS

January 27, 2016

APPLICANT

Rep. and Address for Service

Union Gas Limited

Vanessa Innis

Manager Regulatory Applications
Union Gas Limited
Union Gas Limited, 50 Keil Drive North,
Chatham, ON N7M 5M1

Tel: 516-436-5334
Fax: Not Provided
vinnis@uniongas.com

APPLICANT COUNSEL

Crawford Smith

Counsel

Torys LLP

79 Wellington St. W.
Suite 3000, Maritime Life Tower
P.O. Box 270, Toronto Dominion Centre
Toronto ON M5K 1N2
Tel: 416-865-8209
Fax: 416-865-7380
csmith@torys.com

Union Gas Limited
EB-2015-0367
Greenhouse Gas Emissions Impact Deferral Account
APPLICANT & LIST OF INTERVENORS

January 27, 2016

INTERVENORS

Rep. and Address for Service

**Association of Power
Producers of Ontario**

Elisabeth DeMarco

Counsel
DeMarco Allan LLP
5 Hazelton Avenue, Suite 200
Toronto ON M5R 2E1
Tel: 647-991-1190
Fax: 888-734-9459
Lisa@demarcoallan.com

John Wolnik

Elenchus Research Associates Inc.
34 King Street East
6th Floor
Toronto ON M5C 2X8
Tel: 519-474-0844
Fax: 416-348-0641
jwolnik@elenchus.ca

David Butters

President & CEO
Association of Power Producers of Ontario
25 Adelaide St. E.
Suite 1602
Toronto ON M5C 3A1
Tel: 416-322-6549 Ext: 231
Fax: 416-481-5785
David.Butters@appro.org

**Union Gas Limited
EB-2015-0367
Greenhouse Gas Emissions Impact Deferral Account**

APPLICANT & LIST OF INTERVENORS

January 27, 2016

INTERVENORS

Rep. and Address for Service

**Building Owners and
Managers Association
Toronto**

Thomas Brett
Partner
Fogler, Rubinoff LLP
77 King Street West
Suite 3000
Toronto ON M5K 1G8
Tel: 416-941-8861
Fax: 416-941-8852
tbrett@foglers.com

Marion Fraser
President
Fraser & Company
33 Harbour Square
Suite 502
Toronto ON M5J 2G2
Tel: 416-941-9729
Fax: 416-941-8852
Marion.Fraser@rogers.com

**Enbridge Gas Distribution
Inc.**

Andrew Mandyam
Director
Enbridge Gas Distribution Inc.
500 Consumers Rd.
Toronto ON M2J 1P8
Tel: 416-495-5499
Fax: 416-495-6072
egdregulatoryproceedings@enbridge.com

Tania Persad
Legal Counsel, Regulatory
Enbridge Gas Distribution Inc.
500 Consumers Road
Willowdale ON M2J 1P8
Tel: 416-495-5891
Fax: 416-495-5994
tania.persad@enbridge.com

Union Gas Limited
EB-2015-0367
Greenhouse Gas Emissions Impact Deferral Account

APPLICANT & LIST OF INTERVENORS

January 27, 2016

INTERVENORS

Rep. and Address for Service

School Energy Coalition

Jay Shepherd

Jay Shepherd Professional Corporation

2200 Yonge St.

Suite 1302

Toronto ON M4S 2C6

Tel: 416-804-2767

Fax: 416-483-3305

jay.shepherd@canadianenergylawyers.com

Mark Rubenstein

Jay Shepherd Professional Corporation

2200 Yonge St.

Suite 1302

Toronto ON M4S 2C6

Tel: 416-804-2767

Fax: 416-483-3305

mark.rubenstein@canadianenergylawyers.com

Wayne McNally

SEC Coordinator

Ontario Public School Boards' Association

439 University Avenue

18th Floor

Toronto ON M5G 1Y8

Tel: 416-340-2540

Fax: 416-340-7571

wmcnally@opsba.org

**Union Gas Limited
EB-2015-0367
Greenhouse Gas Emissions Impact Deferral Account**

APPLICANT & LIST OF INTERVENORS

January 27, 2016

INTERVENORS

Rep. and Address for Service

TransCanada Energy Ltd.

Margaret Kuntz

Regulatory Analyst
TransCanada Energy Ltd.

200 Bay Street
24th Floor, South Tower
Toronto ON M5J 2J1

Tel: 416-869-2180

Fax: 416-869-2114

margaret_kuntz@transcanada.com

David Farmer

Senior Legal Counsel
TransCanada Energy Ltd.

450 1st Street S.W.
Calgary AB T2P 5H1

Tel: 403-920-7454

Fax: 403-920-2421

david_farmer@transcanada.com