



Ontario Energy Board
Commission de l'énergie de l'Ontario

**DECISION AND ORDER ON COST
AWARDS**

EB-2015-0200

UNION GAS LIMITED

2017 Dawn-Parkway Expansion Project

BEFORE: Emad Elsayed
Presiding Member

Christine Long
Member

Paul Pastirik
Member

February 17, 2016

INTRODUCTION AND SUMMARY

Union Gas Limited (Union) filed an application with the Ontario Energy Board (OEB) on June 30, 2015 pursuant to section 36 of the *Ontario Energy Board Act, 1998*, for pre-approval of the recovery of the cost consequences associated with the installation of three new compressors and associated facilities on the Dawn-Parkway transmission system.

On August 11, 2015, the OEB issued its Procedural Order No. 1 granting intervenor status and cost award eligibility to the parties listed below, except for the Canadian Manufacturers & Exporters (CME) which was approved intervenor status and cost award eligibility in Procedural Order No. 2 issued on August 17, 2015:

- Association of Power Producers of Ontario (APPrO)
- Building Owners and Managers Association Toronto (BOMA)
- Energy Probe Research Foundation (Energy Probe)
- Federation of Rental-housing Providers of Ontario (FRPO)
- Industrial Gas Users Association (IGUA)
- London Property Management Association (LPMA)
- School Energy Coalition (SEC)
- Vulnerable Energy Consumers Coalition (VECC)

On December 22, 2015, the OEB issued its Decision and Order in which it set out the process for intervenors to file their cost claims, for Union to object to the claims and for intervenors to respond to any objections raised by Union.

The OEB received cost claims from APPrO, BOMA, CME, Energy Probe, FRPO, IGUA, LPMA, SEC and VECC.

On January 19, 2016, Union filed a response to the cost claims and noted that there was a variation of claims received. Union noted that the claim by FRPO exceeded the average by over 50% and included \$4,800 for services by Mr. Rosenkranz, a consultant engaged by FRPO. Union submitted that the intervention by FRPO did not specifically identify that it would engage a consultant in the case.

On January 25, 2016, FRPO responded that it had taken the lead role in the area of natural gas system design and gas supply matters. FRPO further noted that in EB-2014-0261, Union's Dawn Parkway 2016 Expansion Project proceeding, a number of parties, including FRPO, sponsored Mr. Rosenkranz as an expert witness to assess

changing North American market conditions and the risk to in-franchise ratepayers of stranded assets on the Dawn-Parkway system in the future. In the current proceeding FRPO forwarded the Dawn-Parkway 2017 Expansion Project evidence to Mr. Rosenkranz to seek his opinion on the benefits of updating the evidence submitted in the 2016 proceeding. Based on a review of the evidence and discussions with Mr. Rosenkranz, it was determined that further expert evidence was not required. Subsequently, FRPO decided to utilize Mr. Rosenkranz's expertise and knowledge to generate interrogatories and subsequent questions for the technical conference.

OEB Findings

The claims submitted by BOMA, Energy Probe, IGUA, LPMA, SEC and VECC are approved as filed.

APPRO

The claim of APPrO requires a reduction of \$42.74 because the hotel claim did not match with the hotel receipts.

FRPO

The OEB will reduce FRPO's claim by \$2,400. In assessing FRPO's participation, the OEB is of the view that FRPO's claim should be reduced. The OEB is of the view that the hours claimed for Mr. Rosenkranz for reviewing the application and the interrogatories likely duplicated some of Dr. Quinn's hours in these categories. The \$2,400 reduction, which represents 50% of FRPO's claim for Mr. Rosenkranz's, brings FRPO's claim within a reasonable amount compared to the next highest cost claim.

CME

The OEB will disallow the \$56.50 claimed by CME for a flight change. The OEB is of the view that this type of expense, incurred for the convenience of the intervenor, is not a cost that should be borne by the ratepayer. CME's claim requires a minor reduction to comply with the government's *Travel, Meal and Hospitality Expenses Directive*.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Union shall immediately pay the following amounts to the intervenors for their costs:

Association of Power Producers of Ontario	\$14,922.68
Building Owners and Managers Association Toronto	\$ 9,358.63
Canadian Manufacturers and Exporters	\$14,578.01
Energy Probe Research Foundation	\$16,297.16
Federation of Rental-housing Providers of Ontario	\$17,502.45
Industrial Gas Users Association	\$14,310.36
London Property Management Association	\$ 9,448.92
School Energy Coalition	\$ 9,028.70
Vulnerable Energy Consumers Coalition	\$12,482.47

2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Union shall pay the OEB's costs of, and incidental to, this proceeding immediately upon receipt of the OEB's invoice.

DATED at Toronto February 17, 2016

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary