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January 16, 2017

**Filed on RESS and Sent via Courier**

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

Dear Ms. Walli:

**Re: Applications by EPCOR Southern Bruce Gas Inc. for approval of franchise agreements and Certificates of Public Convenience and Necessity for the Municipality of Arran-Elderslie, the Municipality of Kincardine and the Township of Huron-Kinloss  
Board File Nos.: EB-2016-0137 / EB-2016-0138 / EB-2016-0139**

We are counsel to Anwaatin Inc. (**Anwaatin**). Please find enclosed Anwaatin's Notice of Intervention requesting intervenor status and cost eligibility in the above-noted proceeding. Anwaatin intends to confirm the member indigenous communities participating in this proceeding in short order and will communicate accordingly.

Yours very truly,

Lisa (Elisabeth) DeMarco

cc. Don Richardson  
Larry Sault

## **ONTARIO ENERGY BOARD**

**IN THE MATTER OF** the Municipal Franchises Act, R.S.O. 1990, c.M.55, ss. 8(1), 9(3) and 9(4) and the Ontario Energy Board Act, S.O. 1998, c.15 (Schedule B), ss. 21(5) and 36;

**AND IN THE MATTER OF** Applications by EPCOR Southern Bruce Gas Inc. for approval of franchise agreements and Certificates of Public Convenience and Necessity for the Municipality of Arran-Elderslie, the Municipality of Kincardine and the Township of Huron-Kinloss.

**EB-2016-0137**

**EB-2016-0138**

**EB-2016-0139**

### **NOTICE OF INTERVENTION**

**ANWAATIN INC.**

**January 16, 2017**

## **A. Application for Intervenor Status**

1. Anwaatin Inc. (**Anwaatin**) hereby requests intervenor status in the Ontario Energy Board (the **Board**) EB-2016-0137 / EB-2016-0138 / EB-2016-0139 matter reviewing EPCOR Southern Bruce Gas Inc.'s (**EPCOR**) applications for approval of franchise agreements and Certificates of Public Convenience and Necessity for the Municipalities of Arran-Elderslie, Kincardine and the Township of Huron-Kinloss (the **Applications**), pursuant to Rule 22 of the Board's Rules of Practice and Procedure.

## **B. Anwaatin and its Interest in the Proceeding**

2. Anwaatin is an indigenous business corporation that works with indigenous communities in linked energy markets that include Ontario, Quebec, California and Manitoba. Anwaatin's mission is to ensure that indigenous communities are front and centre in fighting climate change and leading emerging markets associated with climate change action. Its business focusses on (i) territorial climate change, (ii) readiness for emerging cap-and-trade markets, (iii) strengthening biodiversity and resilience in the face of climate change and (iv) creating partnerships to sell indigenous carbon offsets.
3. Anwaatin intends to confirm the member indigenous communities participating in this proceeding in short order and will communicate accordingly.
4. Anwaatin will provide the Board with the perspective of the disproportionate number of indigenous communities currently living in energy poverty in Ontario. It will also provide an understanding of the differential impact of the proposed natural gas franchise and related matters on remote and near-remote communities. To assist the Board in responding to these issues, Anwaatin will address unique consideration of, and potential solutions for, indigenous peoples in this proceeding.
5. Anwaatin recognizes that these will be the first applications determined in accordance with the Board's decision in EB-2016-0004.

## **C. Nature and Scope of Anwaatin's Intended Participation**

- D. Anwaatin 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. Anwaatin intends to participate to request information, participate in any requisite motions, test

evidence through the stipulated processes, submit written interrogatories and provide argument. Subject to the development of the record in this matter, Anwaatin may also submit evidence.

**E. Costs**

6. In accordance with s. 3.03(b) of the Board's Practice Direction on Cost Awards, Anwaatin is eligible to seek an award of costs as Anwaatin is a party that primarily represents an interest or policy perspective relevant to the Board's mandate and to the proceeding.
7. Anwaatin represents the interests of a unique set of indigenous energy consumers in Ontario and is committed to ensuring that they served through access to affordable, reliable, sustainable and modern energy. Anwaatin should be awarded costs in this proceeding because its comments will serve an interest and policy perspective relevant to the Board's mandate.
8. Anwaatin submits that it is appropriate for the Board to award Anwaatin costs in the context of this proceeding, and hereby requests cost eligibility.

**F. Anwaatin's Representatives**

9. If the Board grants Anwaatin intervenor status, Anwaatin requests that further communications with respect to this proceeding be sent to the following:

**Anwaatin Inc.**

c/o Mississaugas of the New Credit First Nation  
3034 Mississauga Road, RR#6  
Hagersville, Ontario N0A 1H0

Attention: Larry Sault, CEO  
Telephone: 416-675-3226 x 311  
Facsimile: 226-314-2100  
Email: [larry@anwaatin.com](mailto:larry@anwaatin.com)

AND TO ITS CONSULTANT

**Shared Value Solutions Ltd.**

62 Baker Street  
Guelph, ON N1H 4G1

Attention: Don Richardson, Managing Partner  
Telephone: 226-706-8888 x 101  
Facsimile: 226-314-1200  
Email: [don.richardson@sharedvaluesolutions.com](mailto:don.richardson@sharedvaluesolutions.com)

AND TO ITS COUNSEL

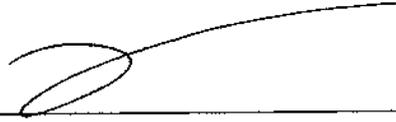
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200-5 Hazelton Avenue  
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Attention: Elisabeth DeMarco  
Telephone: (647) 991-1190  
Facsimile: 1-888-734-9459  
Email: [lisa@demarcoallan.com](mailto:lisa@demarcoallan.com)

Attention: Jonathan McGillivray  
Tel: 1-888-389-5798  
Facsimile: 1-888-734-9459  
Email: [jonathan@demarcoallan.com](mailto:jonathan@demarcoallan.com)

Attention: Cary Ferguson  
Tel: 1-888-389-5798  
Facsimile: 1-888-734-9459  
Email: [cary@demarcoallan.com](mailto:cary@demarcoallan.com)

ALL OF WHICH IS RESPECTFULLY  
SUBMITTED THIS  
16th day of January, 2017



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Lisa (Elisabeth) DeMarco  
DeMarco Allan LLP  
Counsel for Anwaatin