

October 4, 2017

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

Re: Overlapping Certificates of Public Convenience and Necessity
Board File Number: EB-2017-0108

Attached are Union's responses to the interrogatories for the above proceeding.

Should you have any questions, please do not hesitate to contact me.

Yours truly,

[Original signed by]

Patrick McMahon
Manager, Regulatory Research and Records
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(519) 436-5325

Encl.

c.c. (email only): Azalyn Manzano, Ontario Energy Board
Richard Lanni, Ontario Energy Board
Bruce Brandell, EPCOR Utilities Inc.
Britt Tan, EPCOR Utilities Inc.
Patrick Welsh, Osler Hoskin & Harcourt LLP (NRG)
Scott Lewis, OM Limited Partnership

UNION GAS LIMITED

Answer to Interrogatory from
Board Staff

Reference: Evidence, page 1, paragraph 3

Preamble:

OEB staff's reading of FBC 259 is that Union Gas Limited (Union Gas) is able to serve only the following areas in the following former Townships in Norfolk County:

- Former Township of Houghton:
 - o All of Gore Lot "A".
 - o The north half of Gore Lot "B".
- Former Township of Middleton:
 - o The south quarters of Lots 1 and 2, north of Colonel Talbot Road (Talbot Street).
 - o The whole of Lots 1 and 2 between Colonel Talbot Road (Talbot Street) and Concession Road 1 South.
- Former Township of North Walsingham:
 - o The whole of Lot 1 in each of Concessions 11, 12, 13 and 14.
 - o The whole of Lot 1 in Concession 10, save and except all of the southerly 200 feet of the said Lot except the westerly 200 feet of the said southerly 200 feet.
 - o The whole of Lot 1 in Concession 9, save and except all of the northerly 200 feet of the said lot except the westerly 200 feet of the said northerly 200 feet.
 - o The whole of Lots 1 in each of Concessions 7 and 8.
 - o The south halves of each of Lots 2, 3, 4 and 5 in Concession 7.
- Former Township of South Walsingham:
 - o The whole of Lots 1, 2, 3, 4 and 5, in each of Concessions 1, 2, 3, 4, 5 and 6.
 - o The whole of Lots 1, 2, 3, 4 and 5, in each of Ranges A and B.
 - o The whole of Marsh Lots 1, 2, 3, 4 and 5.
 - o The whole of Gore Lot E, in Concession 3.
 - o The whole of Gore Lot D in Concession 2.
 - o The whole of Gore Lot C in Concession 1.
 - o The whole of Gore Lot B, in Range A.
 - o The whole of Gore Lot A, in Range B.

Questions:

- (a) Please confirm that with respect to the Townships of Houghton, Middleton, North Walsingham and South Walsingham, Union Gas has a certificate of public convenience and necessity (certificate) to serve only the areas listed above. If this is not the case, and Union has interpreted F.B.C. 259 differently, please explain why.
- (b) Has Union Gas constructed works in parts of the Townships of Houghton, Middleton, North Walsingham and South Walsingham other than the areas listed above?
-

Response:

- (a) The preamble to this question lists areas that are included and areas that have been excluded from Union's certificate rights pursuant to Schedule A to FBC 259. While the areas identified in the preamble for the former Township of Houghton are areas served by Union, other areas identified in the preamble are not served by Union.

Union believes that FBC 259 and the evolution of the current Norfolk County results in Union currently having Certificate rights to serve all of Norfolk County except those parts currently excluded under Schedule A to FBC 259. Norfolk County has a complicated history which is summarized below.

As noted in the Application, at the time FBC 259 was issued in 1958 and prior to its amalgamation with Haldimand in 1974, the former County of Norfolk consisted of eight townships (Charlotteville, Houghton, Middleton, North Walsingham, South Walsingham, Townsend, Windham and Woodhouse), all of which are specifically named within FBC 259 when it was issued to Union Gas. While FBC 259 gave Union Certificate rights to construct works within all of these townships, Schedule A to FBC 259 restricted Union from constructing works within specific areas of the former Township of Houghton, the former Township of Middleton, the former Township of North Walsingham and the former Township of South Walsingham.

Former Township of Houghton

- Union's service area within the Township is restricted to (i) all of Gore Lot "A"; and (ii) the north half of Gore Lot "B".

Former Township of Middleton

- Union's service area includes all of the Township except for (i) the south quarters of Lots 1 and 2 in Concession 1, North Talbot Road; and (ii) all of Lots 1 and 2 in Concessions 1 and 2, South Talbot Road.

Former Township of North Walsingham

- Union's service area includes all of the Township except for (i) all of Lots 1 in Concessions 13 and 14; and (ii) all of lots 1 to 5 in Concessions 7 and 8.

Former Township of South Walsingham

- Union's service area includes all of the Township except for (i) Marsh Lot in front of Gore Lot A in Range B; (ii) Gore Lot A in Range B; (iii) Gore Lot B in Range A; (iv) Gore Lot C in Concession 1; (v) Gore Lot D in Concession 2; (vi) Gore Lot E in Concession 3; (vii) Marsh Lots 1, 2, 3, 4 and 5 in front of Lots 1, 2, 3, 4 and 5 in Range B; (viii) Lots 1 to 5 in each of Ranges A and B; and (ix) Lots 1 to 5 in Concessions 1 to 6 inclusive.

In 1974, the Town of Delhi (also specifically named in FBC 259) was amalgamated with the Township of Charlotteville and the Township of Windham to form the Township of Delhi.

Other changes in 1974 included:

- the Township of Houghton becoming part of the Township of Norfolk (January 1, 1974);
- the Township of Middleton becoming parts of the Town of Tillsonburg, the Township of Delhi and the Township of Norfolk (April 1, 1974);
- the Township of North Walsingham becoming part of the Township of Norfolk;
- the Township of South Walsingham becoming parts of the Township of Delhi and the Township of Norfolk (April 1, 1974);
- the Township of Townsend becoming parts of the counties of Haldimand and Norfolk; and
- the Township of Woodhouse becoming part of the Town of Simcoe (named in FBC 259) and the City of Nanticoke.

In 1974, the counties of Haldimand and Norfolk were merged as the Regional Municipality of Haldimand-Norfolk which consisted of the upper-tier regional government and the lower-tier Towns of Haldimand, Dunnville and Simcoe, and the townships of Delhi, Norfolk and the City of Nanticoke.

On January 1, 2001, the regional municipality was dissolved and two single-tier municipalities resulting in the creation of the Town of Haldimand and the Town of Norfolk. These municipalities immediately changed their official names to Haldimand County and Norfolk County.

On January 1, 2001, the former Town of Simcoe, the former Township of Delhi, the former Township of Norfolk, and the western half of the City of Nanticoke were amalgamated to form the Town of Norfolk. On January 23, 2001, the name of the municipality was changed to Norfolk County.

- (b) Union Gas has constructed works throughout the current Norfolk County but not limited to the areas identified in the preamble to this question. The preamble to this question lists areas that are included and areas that have been excluded from Union's certificate rights pursuant to Schedule A to FBC 259.

UNION GAS LIMITED

Answer to Interrogatory from
Board Staff

Reference: Evidence, Schedules C and D

Preamble:

Union Gas is requesting that the OEB cancel parts of F.B.C. 259 related to the former County of Norfolk held by Union Gas, and E.B.C. 111 and 119 related to the former Township of Norfolk that were in the former Townships of Houghton, Middleton, North Walsingham and South Walsingham held by Natural Resource Gas Limited (NRG), and supersede them by issuing utility-specific certificates.

Questions:

- (a) Union Gas' draft revised certificate presented in Schedule C includes locations previously excluded from F.B.C. 259. Please provide the rationale for those locations being included in the new certificate.
- (b) Union Gas' draft revised certificate presented in Schedule D suggests a listing of locations to be included in NRG's certificate. Please provide the rationale for those locations being included in the new certificate.
- (c) Is Union planning any customer additions/expansions within Norfolk County?
- (d) For areas currently without natural gas service within Norfolk County, is Union Gas proposing to include these areas in their certificate for Norfolk County? If so, why?
- (e) Please provide a draft revised certificate for Norfolk County, based only on the areas where Union Gas currently has service.
- (f) Please confirm that Union Gas holds certificates for the rest of the area within Norfolk County other than the area covered by the former Townships of Houghton, Middleton, North Walsingham and South Walsingham.

Response:

- (a) The draft revised certificate included at Schedule C to the application indicates that Union would continue to serve all of Norfolk County except for those areas currently excluded pursuant to Schedule A to FBC 259. The detailed locations identified in the bottom half of the draft certificate are described as "excluded areas" in order to make the certificate complete on a stand-alone basis.
- (b) The draft certificate included at Schedule D of the application simply lists the excluded areas from Schedule A to FBC 259. Union believes that these are the areas to which NRG has

certificate rights. Listing these specific areas within the certificate for NRG makes the division of certificate rights within Norfolk County clear.

- (c) Union expects customer additions and related facilities extensions as a natural course of business in the certificated areas within Norfolk County. Union has submitted applications to the Ontario Natural Gas Grant Program on behalf of several communities to facilitate service expansions but it is too early to identify which potential service expansions will proceed to leave to construct applications.
- (d) There are only very limited pockets within Norfolk County that do not currently have natural gas infrastructure in place and it would take a lot of effort to try to specifically identify these small areas to exclude from Union's certificate rights. Given Union's current extensive presence within Norfolk County, it is unlikely that any other proponent would be able to establish viable service to the currently unserved areas within Norfolk County. If other parties came forward in the future with economically viable proposals to serve these pockets within Norfolk County, Union's certificate could be amended as appropriate. In the meantime, maintaining Union's existing certificate rights would allow Union to immediately address requests for service on a more timely basis.
- (e) Union believes that the draft certificate provided at Schedule C in the application still appropriately recognizes Union's current service locations.
- (f) Union confirms that FBC 259 and the evolution of the current Norfolk County results in Union having Certificate rights to serve all of Norfolk County except those parts currently excluded under Schedule A to FBC 259. Please refer to the response to Exhibit B.Staff.1.

UNION GAS LIMITED

Answer to Interrogatory from
Board Staff

Reference: Evidence, Schedule E

Preamble:

Union filed a revised application which includes a redacted, public version of Union Gas' service area map in Norfolk County.

Questions:

(a) The map provided in Schedule E shows an orange area that is not mentioned in the legend.

Please explain what the orange area is meant to indicate.

(b) Please provide a map of Norfolk County which clearly marks and includes the following information:

- the boundaries of Norfolk County;
- the boundaries of former municipalities within Norfolk County;
- Union Gas' infrastructure in the County;
- the areas currently served by Union Gas within Norfolk County, including the lot and concession numbers; and
- Union Gas' customer count and/or customer density within Norfolk County

(c) Is Union Gas aware of any areas in Norfolk County where both Union Gas and NRG infrastructure is located? If so, please provide a map delineating which areas.

Response:

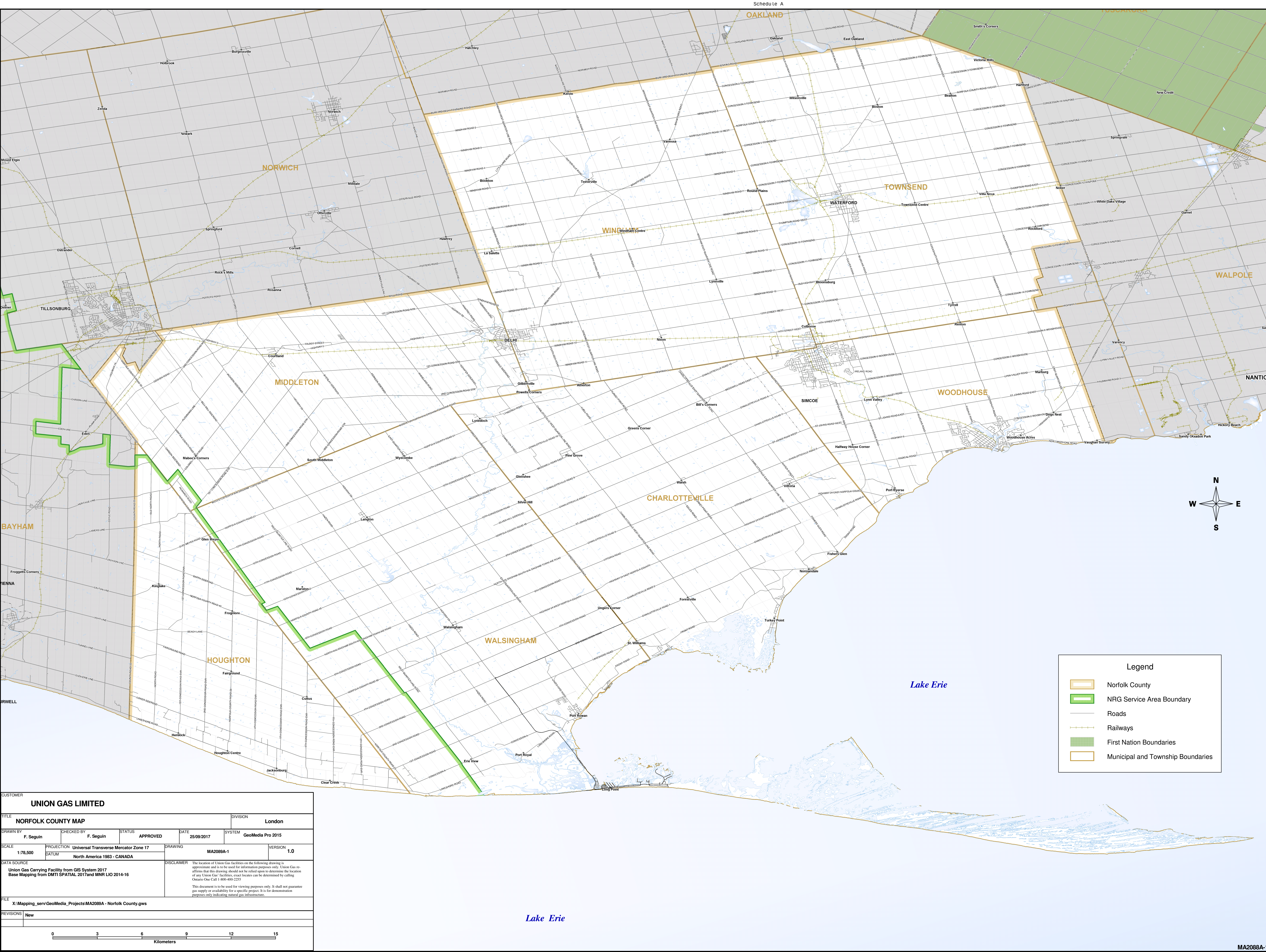
(a) The orange area on the Schedule E map included in the application is the part of NRG's service area within Norfolk County.

(b) See the attached map (Schedule A). Union will provide details of the specific locations of its infrastructure and customers within Norfolk County under separate cover in order to maintain this information as confidential (see response to Exhibit B.NRG.1). Union currently serves approximately 24,229 customers within Norfolk County in the following communities:

Charlottesville Township
Courtland
Delhi
Langton
La Salette
Lynedoch

Middleton Township
Nanticoke
Norfolk Township
Port Dover
Port Rowan
Port Ryerse
Simcoe
St. Williams
Teeterville
Townsend
Townsend Township
Vittoria
Walshingham
North Walsingham Township
South Walsingham Township
Waterford
Windham Township
Woodhouse Township

- (c) See the attached map (Schedule A) that indicates the service areas of Union Gas and Natural Resource Gas within Norfolk County.



CUSTOMER					
UNION GAS LIMITED					
TITLE				DIVISION	
NORFOLK COUNTY MAP				London	
DRAWN BY		CHECKED BY	STATUS	DATE	SYSTEM
F. Seguin		F. Seguin	APPROVED	25/09/2017	GeoMedia Pro 2015
SCALE	PROJECTION	DRAWING		VERSION	
1:78,500	Universal Transverse Mercator Zone 17	MA2089A-1		1.0	
DATE	DATUM	DISCLAIMER The location of Union Gas facilities on the following drawing is approximate and is to be used for information purposes only. Union Gas reaffirms that this drawing should not be relied upon to determine the location of any Union Gas facilities; exact locations can be determined by calling Ontario One Call 1-800-400-2255. This document is to be used for viewing purposes only. It shall not guarantee gas supply or availability for a specific project. It is for demonstration purposes only indicating natural gas infrastructure.			
North America 1983 - CANADA					
DATA SOURCE					
Union Gas Carrying Facility from GIS System 2017					
Base Mapping from DMTI SPATIAL 2017 and MNR LIO 2014-16					
FILE					
X:\Mapping_serv\GeoMedia_Projects\MA2089A - Norfolk County.gws					
REVISIONS	New				
03691215 Kilometers					

UNION GAS LIMITED

Answer to Interrogatory from
Board Staff

Reference: Evidence, page 3

Preamble:

Union Gas states that it holds a certificate (F.B.C. 259) for the County of Elgin and that it has a significant level of assets in place along County of Elgin roads related to F.B.C. 259.

Questions:

- (a) Please provide a map of the County of Elgin which clearly marks and includes the following information:
- the boundaries of the County of Elgin;
 - the boundaries of municipalities within the County of Elgin;
 - Union Gas' infrastructure in the County of Elgin;
 - the areas currently served by Union Gas within the County of Elgin, including the lot and concession numbers; and
 - Union Gas' customer count and/or customer density within the County of Elgin
- (b) Is Union Gas aware of any areas in the County of Elgin where both Union Gas and NRG infrastructure is located? If so, please provide a map delineating which areas.
- (c) Is Union Gas planning any customer additions/expansions within the County of Elgin?
- (d) For areas currently without natural gas service within the County of Elgin, is Union Gas proposing to include these areas in their certificate for the County of Elgin? If so, why?
- (e) Please confirm that Union Gas has certificates and franchise agreements for the lower-tier municipalities within the County of Elgin.
- (f) Please confirm that Union Gas is not serving any customers in any lower-tier municipalities within the County of Middlesex that it currently does not hold a lower-tier certificate for.
- (g) Please provide draft revised certificates for the lower tier municipalities within the County of Elgin, based only on the areas where Union Gas currently has service.

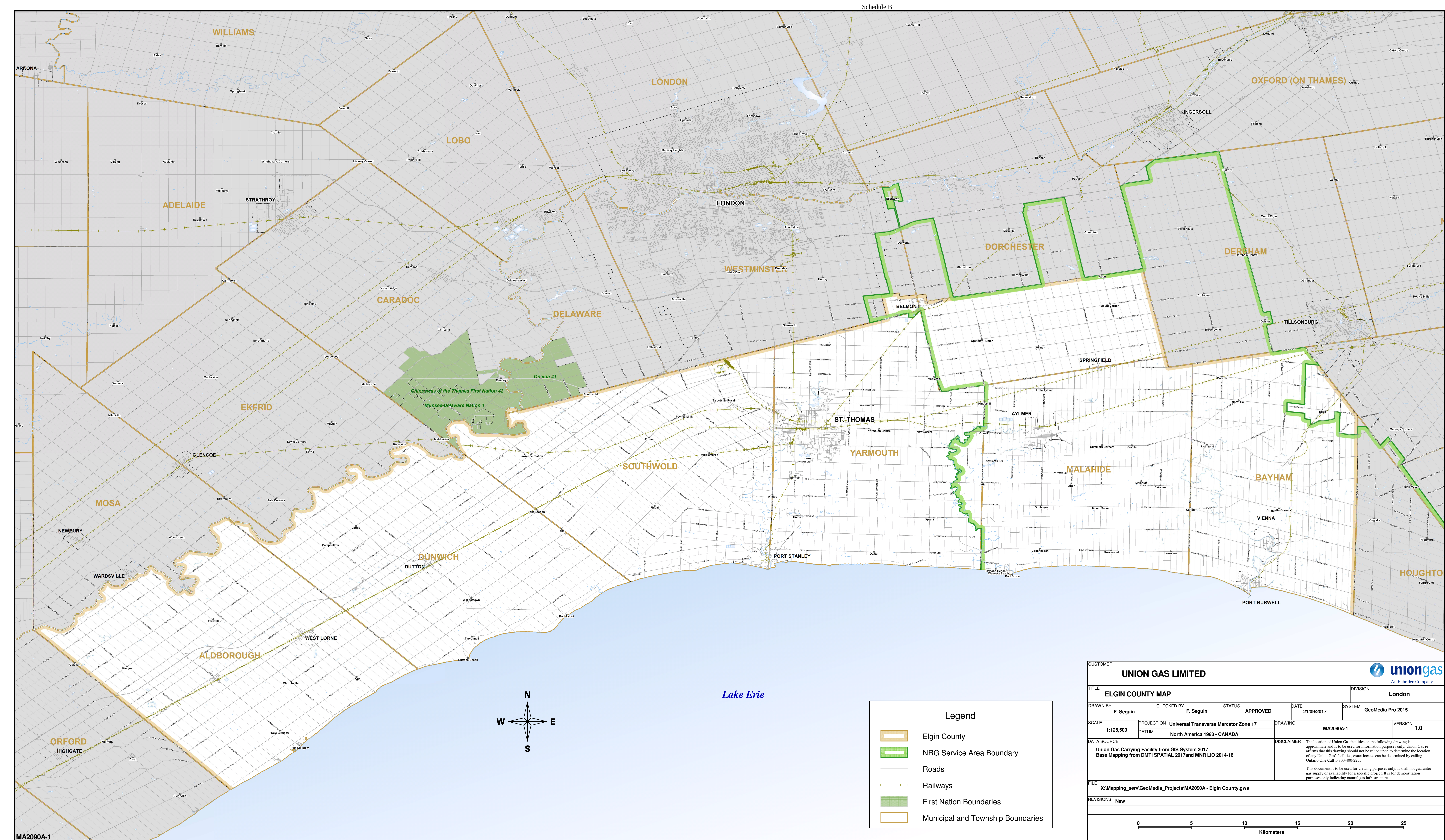
Response:

- (a) See the attached map (Schedule B). Union will provide details of the specific locations of its infrastructure and customers within the County of Elgin under separate cover in order to maintain this information as confidential (see response to Exhibit B.NRG.1). Union currently serves approximately 8,724 customers within the County of Elgin in the following communities:

Bayham (incl. Eden)
Central Elgin (incl. Port Stanley, Yarmouth)
Dutton-Dunwich
Eden
Fingal
Rodney
Southwold
West Elgin (incl. Aldborough, West Lorne)

- (b) See the attached map (Schedule B) that indicates the service areas of Union Gas and Natural Resource Gas within the County of Elgin.
- (c) Union expects customer additions and related facilities extensions as a natural course of business in the certificated areas within the County of Elgin.
- (d) Yes. There are only very limited pockets within the County of Elgin that do not currently have natural gas infrastructure in place and it would take a lot of effort to try to specifically identify these small areas to exclude from Union's certificate rights. Given Union's current presence within the County of Elgin, it is unlikely that any other proponent would be able to establish viable service to the currently unserved areas within the County of Elgin. If other parties came forward in the future with economically viable proposals to serve these pockets within the County of Elgin, Union's certificate could be amended as appropriate. In the meantime, giving Union the certificate rights now would allow Union to immediately address requests for service on a timely basis.
- (e) Union's records indicate that the County of Elgin is comprised of the following municipalities for which Union currently holds franchise agreements and Certificates for all but two:
- Municipality of Bayham
 - Franchise Agreement EB-2012-0073, Certificate EBC 255
 - Municipality of Central Elgin
 - Franchise Agreement EB-2007-0809, Certificate EB-2007-0810
 - Municipality of Dutton/Dunwich
 - Franchise Agreement EB-2010-0204, Certificate EB-2010-0205
 - Township of Southwold
 - Franchise Agreement EB-2009-0009, Certificate FBC 259
 - Municipality of West Elgin
 - Franchise Agreement EB-2008-0394, Certificate EB-2008-0412
 - Township of Malahide (No franchise agreement, no Certificate)

- Town of Aylmer (No franchise agreement, no Certificate)
- (f) Union confirms that it is not serving any customers in any lower-tier municipalities within the County of Middlesex for which it currently does not hold a lower-tier certificate. Similarly, Union does not serve any customers in any lower-tier municipalities within the County of Elgin for which it does not hold a lower-tier certificate.
- (g) Union already has Certificates in place for the lower tier municipalities within the County of Elgin within which it provides service so it is not clear why revised Certificates are required.



UNION GAS LIMITED

Answer to Interrogatory from
Board Staff

Reference: Evidence, page 4

Preamble:

Union Gas states that it holds a certificate for the County of Middlesex (F.B.C. 259 and EB-2008-0309) and that it has a significant level of assets in place along County of Middlesex roads related to F.B.C. 259 and EB-2008-0309.

Questions:

- (a) Please provide a map of the County of Middlesex which clearly marks and includes the following information:
- the boundaries of the County of Middlesex;
 - the boundaries of municipalities within the County of Middlesex;
 - Union Gas' infrastructure in the County of Middlesex;
 - the areas currently served by Union Gas within the County of Middlesex, including the lot and concession numbers; and
 - Union Gas' customer count and/or customer density within the County of Middlesex
- (b) Is Union Gas aware of any areas in the County of Middlesex where both Union Gas and NRG infrastructure is located? If so, please provide a map delineating which areas.
- (c) Is Union Gas planning any customer additions/expansions within the County of Middlesex?
- (d) For areas currently without natural gas service within the County of Middlesex, is Union Gas proposing to include these areas in their certificate for the County of Middlesex? If so, why?
- (e) Please confirm that Union Gas has certificates and franchise agreements for the lower-tier municipalities within the County of Middlesex.
- (f) Please confirm that Union Gas is not serving any customers in any lower-tier municipalities within the County of Middlesex that it currently does not hold a lower-tier certificate for.
- (g) Please provide draft revised certificates for the lower tier municipalities within the County of Middlesex, based only on the areas where Union Gas currently has service.

Response:

- (a) See the attached map (Schedule C). Union will provide details of the specific locations of its infrastructure and customers within the County of Middlesex under separate cover in order to maintain this information as confidential (see response to Exhibit B.NRG.1). Union

currently serves approximately 22,658 customers within the County of Middlesex in the following communities:

Adelaide Metcalfe
Township of Lucan-Biddulph
Middlesex Centre (incl. Delaware, Lobo, Kilworth, Kilworth Hts, Komoka, London Twp, Nairn)
Newbury
North Middlesex (incl. McGillvray, Parkhill, Ailsa Craig, East Williams, West Williams)
Southwest Middlesex (incl. Glencoe, Wardsville, Ekfrid, Mosa, Appin)
Strathroy- Caradoc (incl. Falconbridge, Mount Brydges)
Thames Centre (incl. Dorchester, North Dorchester, Putnam, West Nissouri)

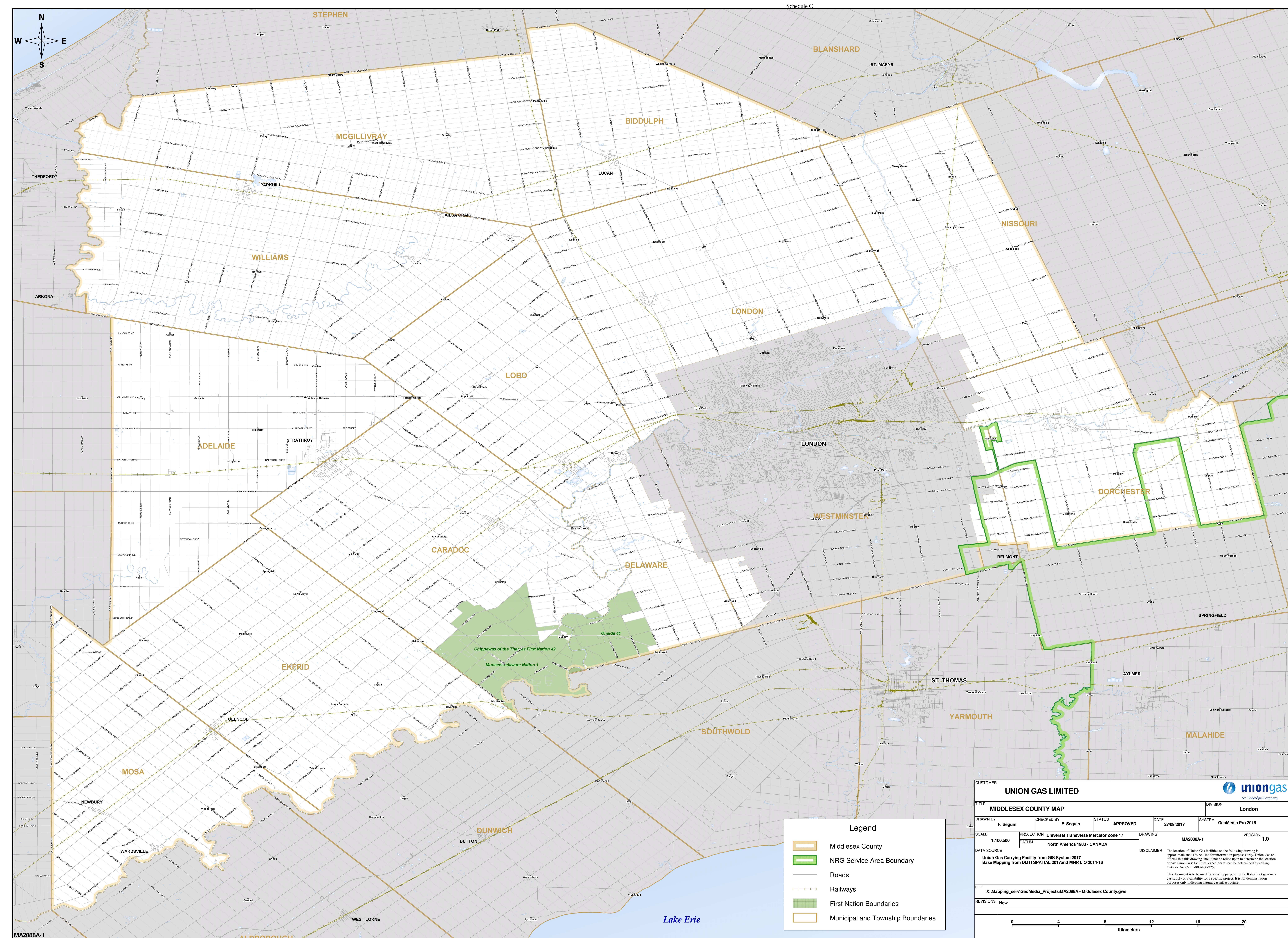
While the county administration is within the City of London, the city is politically independent from the County of Middlesex. After the former Town of London was proclaimed to be a City effective January 1, 1855, the City of London and the County of Middlesex became two separate entities with a cost-sharing agreement related to judicial and administrative facilities and staff.

- (b) See the attached map (Schedule C) that indicates the service areas of Union Gas and Natural Resource Gas within the County of Middlesex.
- (c) Union expects customer additions and related facilities extensions as a natural course of business in the certificated areas within the County of Middlesex.
- (d) Yes. There are only very limited pockets within the County of Middlesex that do not currently have natural gas infrastructure in place and it would take a lot of effort to try to specifically identify these small areas to exclude from Union's certificate rights. Given Union's current presence within the County of Middlesex, it is unlikely that any other proponent would be able to establish viable service to the currently unserved areas within the County of Middlesex. If other parties came forward in the future with economically viable proposals to serve these pockets within the County of Middlesex, Union's certificate could be amended as appropriate. In the meantime, giving Union the certificate rights now would allow Union to immediately address requests for service on a timely basis.
- (e) Union's records indicate that the County of Middlesex is comprised of the following municipalities for which Union currently holds franchise agreements and Certificates:
 - Township of Adelaide Metcalfe
 - o Franchise Agreement EB-2008-0301, Certificate EB-2008-0302
 - Township of Lucan-Biddulph

- o Franchise Agreement EB-2013-0438, Certificate EBC 77
- Municipality of Middlesex Centre
 - o Franchise Agreement EB-2009-0334, Certificate EB-2009-0333
- Village of Newbury
 - o Franchise Agreement EB-2007-0822, Certificate PFM 583
- Municipality of North Middlesex
 - o Franchise Agreement EB-2008-0327, Certificate EB-2008-0326
- Municipality of Southwest Middlesex
 - o Franchise Agreement EB-2007-0907, Certificate EB-2007-0908
- Township of Strathroy-Caradoc
 - o Franchise Agreement EB-2009-0168, Certificate EB-2009-0169
- Municipality of Thames Centre
 - o Franchise Agreement EB-2009-0033, Certificate EB-2009-0034

While not included as part of the County of Middlesex, Union does hold a franchise agreement (EB-2009-0067) and Certificate (EB-2009-0068) for the City of London.

- (f) Union confirms that it is not serving any customers in any lower-tier municipalities within the County of Middlesex for which it currently does not hold a lower-tier certificate.
- (g) Union already has Certificates in place for the lower tier municipalities within the County of Middlesex within which it provides service so it is not clear why revised Certificates are required.



UNION GAS LIMITED

Answer to Interrogatory from
Natural Resource Gas

Reference: Application of Union Gas Limited ("Union"), p. 3

"Union submits that revised Certificates [of Public Convenience and Necessity] should be issued to both NRG and Union for Norfolk County to avoid any confusion going forward. Union submits that these Certificates should make specific references to the areas within Norfolk County served by NRG."

- (a) Please provide the exact locations, by specific reference to lot number or municipal address, all areas where Union has constructed works to supply natural gas, or otherwise has assets, in Norfolk County.

Response:

Union does not believe that the requested information is necessary for the Board to make a determination on this application.

Union does not typically share specific locations of gas distribution and transmission facilities with third parties since this information is considered by Union to be confidential and proprietary information. In the event that Union does share facilities-related information with third parties, it does so pursuant to a confidentiality undertaking or license to use the information for restricted purposes and to treat the information as confidential. For example, Union may share information regarding facilities locations with municipalities, Ontario One Call and operations service providers for limited purposes.

The public disclosure of specific locations of gas distribution and transmission facilities poses both a safety and a security risk. Public access to this kind of information may allow third parties to determine gas system configurations and points of sensitivity or vulnerability that may expose Union to security risks. Further, persons planning developments or excavation projects may attempt to use the facilities information obtained from other sources in substitution for required facilities locates, despite the fact that obtaining locates is required by law.

Details of the location of gas distribution and transmission facilities can reveal customer information and such information is normally protected from public disclosure by the Board (pursuant to the Gas Distribution Access Rule and Affiliate Relationships Code for Gas Utilities) and privacy legislation. If Union has gas distribution or transmission facilities located in a particular right of way or area, a third party could assume that the majority of residents and businesses in that area receive gas service. This would be especially discernable in more isolated areas where there are few businesses or residents. Although Union would not be revealing

customer names and addresses directly, such information could easily be compiled with reasonable accuracy when combined with other publicly available information from other sources.

Information on potential future service expansion projects should be considered competitive in nature until such time as the Board has ruled out a competitive process being applicable to the project, based on the Board's Decision in EB-2016-0004 (Generic Community Expansion Proceeding). Allowing other suppliers or distributors access to this information prior to notification to all parties that a leave to construct application was being developed for a project would harm Union's ability to compete.

In its EB-2017-0107 Decision and Order dated September 7, 2017, the Board determined that details of the locations of Union's facilities was not required when making a determination on an application regarding the Cambridge Certificate:

"Together with the application, Union Gas included a map identifying all of the existing Union Gas gas mains in the City of Cambridge (Gas Mains Map). Union requested confidential treatment for the map, pursuant to the OEB's Practice Direction on Confidential Filings. The grounds for its confidential treatment included that the information contained therein is proprietary and subject to periodic change; and that it contains highly sensitive information from public safety, system security and customer personal information perspectives.

On August 31, 2017, Union Gas filed a revised map delineating Union Gas' service area boundaries in the City of Cambridge, as well as the general location and density of customers served, but not containing confidential information.

...

I find that the map submitted by Union Gas on August 31, 2017 adequately serves the purpose of the information being sought by the OEB in this proceeding; namely, to accurately inform the OEB of the distributor's service boundaries in the City of Cambridge, as well as the general location and density of customers served. Given the sufficiency of the revised map in meeting the OEB's purposes for deciding the application, the Gas Mains Map will be withdrawn from the record of this proceeding."

Please refer to the map attached to the response to Exhibit B.Staff.3.

UNION GAS LIMITED

Answer to Interrogatory from
Natural Resource Gas

Reference: Application, p. 4

“Union currently has a significant level of assets in place along County of Elgin roads related to the F.B.C. 259 Certificate.”

- (a) Please provide the exact locations, by specific reference to lot or municipal address, all areas where Union has “a significant level of assets in place along County of Elgin roads” or any other area where Union has constructed works to supply natural gas or otherwise has assets, in the County of Elgin.

Response:

Please refer to the response to Exhibit B.NRG.1 and the map attached to the response to Exhibit B.Staff.4.

UNION GAS LIMITED

Answer to Interrogatory from
Natural Resource Gas

Reference: Application, p. 5

“Union currently has a significant level of assets in place along County of Middlesex roads related to the F.B.C. 259 and EB-2008-0309 certificates.”

- (a) Please provide the exact locations, by specific reference to lot or municipal address, all areas where Union has “a significant level of assets in place along County of Middlesex roads” or any other area where Union has constructed works to supply natural gas or otherwise has assets, in the County of Middlesex.

Response:

Please refer to the response to Exhibit B.NRG.1 and the map attached to the response to Exhibit B.Staff.5.

UNION GAS LIMITED

Answer to Interrogatory from
OM Limited Partnership

Reference: Application of Union Gas Limited, p.3

"Union now applies to the Ontario Energy Board for an Order pursuant to Section 8 of the Municipal Franchises Act cancelling and superseding those parts of Certificate of Public Convenience and Necessity F.B.C. 259 related to the former County of Norfolk and those parts of Certificate of Public Convenience and Necessity E.B.C. 111 and 119 related to the former Township of Norfolk that were in the former Townships of Houghton, Middleton, North Walsingham and South Walsingham and replacing them with utility-specific Certificates of Public Convenience and Necessity for Norfolk County."

Questions:

- (a) Please provide any documentation in Union Gas' possession showing that Union has a certificate of public convenience and necessity over the North half of Lot 2 Concession 7 in the geographic Township of North Walsingham.
- (b) Please confirm that Union currently has inadequate gas supply infrastructure in place to supply the new Maricann facility.

Response:

- (a) As is noted in Union's Application at Schedule A, Certificate of Public Convenience and Necessity FBC 259 allows Union to construct works to supply and to supply gas in each of the municipalities listed excluding specific areas listed in Schedule A to FBC 259. Schedule A to FBC 259 specifically excludes "all of Lots 1 to 5 both inclusive in Concessions 7 and 8" within the former Township of North Walsingham.
- (b) According to OMLP's letter dated July 28, 2017 requesting intervenor status in this proceeding, the MariCann greenhouse facility is currently under construction on Concession Road 8 in Norfolk County. Union Gas was contacted originally in 2016 regarding providing 20,000,000 BTU per hour gas service which Union could accommodate with the condition that Union would be able to reinforce the system to accommodate future requirements for the MariCann facility and area residents.

In December 2016, the request for service to the MariCann facility was increased to 51,000,000 BTU per hour although, as of May 2017, there had not been any confirmation of the load requirement to allow Union to complete required additional engineering analysis to

determine how best to provide the requested Rate M2 service and other services (e.g., demand side management programs).

Given the uncertainty of the actual load requirements, it is not clear whether current infrastructure is adequate or what additional facilities would be required.

When Union visited the MariCann facility site in August 2017, the MariCann project manager informed Union that they had decided to buy the company operating the gas well adjacent to the property where the new greenhouse is getting built and that they were in the process of applying to the OEB to secure certificate rights to supply their own gas.