



EB-2016-0351

Natural Resource Gas Limited

Application to sell natural gas distribution system to EPCOR Natural Gas Limited Partnership

PROCEDURAL ORDER NO. 4

October 13, 2016

The Ontario Energy Board (OEB), of its own motion, is hereby giving notice that the OEB intends to vary the Decision and Order dated August 3, 2017, in which Natural Resource Gas Limited (NRG) was granted approval to sell its natural gas distribution system to EPCOR Natural Gas Limited Partnership (EPCOR) (the Transaction).

On September 28, 2017, NRG filed a letter with the OEB requesting that the OEB vary the Decision and Order in order to more clearly confirm that all current OEB authorizations granted to, and all OEB matters currently being carried by, NRG be transferred to EPCOR effective as of the closing date of the Transaction.

More specifically, NRG requests that the Order part of the Decision and Order be varied in items #4 and #5 to include the modified language as shown in **bold**:

1. Natural Resource Gas Limited is granted leave to sell its natural gas distribution system to EPCOR Natural Gas Limited Partnership.
2. Natural Resource Gas Limited shall promptly notify the OEB of the completion of the transaction referred to in paragraph 1 above.
3. The leave granted in paragraph 1 above shall expire 18 months from the date of this Decision and Order.

4. Natural Resource Gas Limited is granted leave to transfer to EPCOR Natural Gas Limited Partnership the certificates of public convenience and necessity, rate orders and other orders issued by the OEB, and the authority granted thereunder, in the following proceedings, **and any other (a) applications filed by Natural Resource Gas Limited, and (b) orders issued by the OEB, after the date of this order and prior to the completion of the transaction referred to in paragraph 1 above:**

Certificates of Public Convenience and Necessity:

- E.B.C.111 and 119, dated May 5, 1982
- E.B.C. 239, dated October 16, 1995
- E.B.C. 212, dated February 9, 1996
- E.B.C. 242, dated September 6, 1996

Rate Orders:

- Decision and Order EB-2015-0115 (2016 IRM rate adjustment, which established NRG's current distribution rates, made interim via Procedural Order No. 1 in EB-2016-0236 dated September 28, 2016)
- Decision and Order EB-2017-0221 (order approving quarterly rate adjustment for the period July 1 to September 30, 2017, which reflects NRG's current commodity rates)
- Decision and Order EB-2016-0330 (~~interim~~ order approving NRG's proposed rates to recover the cost consequences of its Cap and Trade Compliance Plan effective January 1, 2017).

Orders related to Franchise Agreements:

- EB-2012-0072 (Town of Aylmer)
- EB-2012-0447 (Municipality of Bayham)
- EB-2012-0446 / EB-2014-0186 (Municipality of Central Elgin)
- EB-2015-0205 (Township of Malahide)
- EB-2012-0475 (Township of South-West Oxford)
- EB-2012-0444 / EB-2014-0153 (Municipality of Thames Centre)
- EB-2012-0445 / EB-2014-0188 (City of London)
- EB-2012-0476 / EB-2014-0207 (County of Norfolk)
- EB-2015-0307 (Elgin County)
- EB-2016-0145 (Middlesex County)

5. Natural Resource Gas Limited is granted leave to transfer to EPCOR Natural Gas Limited Partnership, **carriage of the application that is the subject of the proceeding EB-2017-0232 and** such order, and the authority granted thereunder, as may be issued by the OEB in proceeding EB-2017-0232.

6. The Vulnerable Energy Consumers Coalition shall file with the OEB and forward to Natural Resource Gas Limited its cost claim no later than 7 days from the date of issuance of this Decision and Order.
7. Natural Resource Gas Limited shall file with the OEB and forward to VECC any objections to the Vulnerable Energy Consumers Coalition's claimed costs within 17 days from the date of issuance of this Decision and Order.
8. The Vulnerable Energy Consumers Coalition shall file with the OEB and forward to Natural Resource Gas Limited any response to any objection to its cost claim within 24 days from the date of issuance of this Decision and Order.
9. Natural Resource Gas Limited shall pay the OEB's costs of and incidental to, this proceeding immediately upon receipt of the OEB's invoice.

Pursuant to section 41.01 of the OEB's Rules of Practice and Procedure, the OEB is hereby giving the parties in this proceeding an opportunity to make submissions on the motion.

IT IS THEREFORE ORDERED THAT:

1. Intervenors wishing to file a written submission in response to the proposed variance to the August 3, 2017 Decision and Order in this proceeding, shall do so by **October 19, 2017**.

All filings with the OEB must quote the file number **EB-2016-0351**, and be made through the OEB's web portal at <https://www.pes.ontarioenergyboard.ca/eservice/>, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must be received by the OEB by 4:45 p.m. on the stated date. Parties should use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.ca. If the web portal is not available, parties may e-mail their documents to the attention of the Board Secretary at BoardSec@oeb.ca.

ADDRESS

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DATED at Toronto, **October 13, 2017**

ONTARIO ENERGY BOARD

Original Signed by

Kirsten Walli
Board Secretary

C
EPCOR Natural Gas Limited Partnership
Integrated Grain Processors Co-operative Inc.
Tribute Resources Inc./ON-Energy Corp.
Union Gas Limited
Vulnerable Energy Consumers Coalition