

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Sched. B);

AND IN THE MATTER OF an Application by Enbridge Gas Distribution Inc. and Union Gas Limited, pursuant to section 43(1) of the *Ontario Energy Board Act, 1998*, for an order or orders granting leave to amalgamate as of January 1, 2019.

NOTICE OF INTERVENTION
OF THE
SCHOOL ENERGY COALITION

1. The School Energy Coalition (“SEC”) applies for intervenor status in this proceeding.
1. SEC is a frequent intervenor in Board proceedings. Our current Annual Filing can be found on the Board’s website, here:
<http://www.rds.oeb.ca/HPECMWebDrawer/Record/589545/File/document>
2. The School Energy Coalition intends to apply for recovery of its costs reasonably incurred in the course of its intervention in this matter. SEC has participated in many past natural gas and electricity proceedings in Ontario, including consultations, rate cases, and other processes and hearings, and has been found eligible to be paid its reasonably incurred costs in all of those proceedings.

Issues to be Addressed

3. SEC’s intended participation will focus on the following issues:
 - a. The impact of the proposed transactions on the ratepayers of both utilities, in both the short and long term, including application of the “no harm” test, and whether the proposed rates going forward are just and reasonable;
 - b. The impact of the transaction and its terms on the gas distribution sector, in light of the Board’s objectives as set forth in the OEB Act;
 - c. The impacts, if any, of the transaction on competitive and regulated gas storage, gas supply policies and procedures, and gas transportation within and to the province;
 - d. The impacts, if any, of the transaction on the conservation, demand management, and cap & trade activities of the merging companies;
 - e. The impacts, if any, of the proposed merger on financial relationships between the merging entities and Enbridge Inc.;
 - f. Governance of the merged entity, including how its proposed governance structure affects its interactions with the OEB;

- g. The consistency of the proposed transactions, including proposed conditions and related activities, with the Board's policies and guidelines, including recent decisions of the Board in electricity cases;
- h. The extent to which the Board's MAADs policies with respect to electricity are appropriate for application to gas distribution companies;
- i. If the application is granted, in full or in part, what conditions should the Board approve; and
- j. Generally to represent the interests of school boards and their students in this process.

The Intervenor's Intended Participation

- 4. SEC intends to participate in any pre-hearing procedures, including interrogatories or technical conferences, and settlement conferences. This may include the filing of expert evidence. SEC also intends to participate in any oral hearing of this matter, and in written or oral submissions, as well as any other parts of the process that the Board should order.

Nature of Hearing Requested

- 5. SEC believes an oral hearing is appropriate for this proceeding. We have, concurrently with the filing of this Notice of Intervention, filed a letter responding to the Applicant's procedural proposals.

Counsel/Representative

- 6. SEC requests that a copy of all documents filed with the Board by each party to this proceeding be served on the intervenor, and on the intervenor's counsel, as follows:
 - a. School Energy Coalition: (electronic copies only)

ONTARIO EDUCATION SERVICES CORPORATION
c/o Ontario Public School Boards Association
439 University Avenue, 18th Floor
Toronto, ON
M5G 1Y8

Attn: Wayne McNally, SEC Coordinator
Phone: 416 340-2540
Fax: 416 340-7571
Email: wmcnally@opsba.org

- b. SEC's counsel: (both electronic and paper copies)

SHEPHERD RUBENSTEIN PROFESSIONAL CORPORATION
2200 Yonge Street, Suite 1302
Toronto, Ontario, M4S 2C6

Attn: Jay Shepherd
Phone: 416-804-2767
Fax: 416-483-3305

Email: jay@shepherdrubenstein.com

with an electronic copy to:

Attn: Mark Rubenstein

Phone: 647-483-0113

Email: mark@shepherdrubenstein.com

Respectfully submitted on behalf of the School Energy Coalition this December 12, 2017.

Jay Shepherd
Counsel for the School Energy Coalition