

December 21, 2017

**VIA RESS AND COURIER**

Ms. Kirsten Walli  
**ONTARIO ENERGY BOARD**  
P.O. Box 2319, 27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, Ontario  
M4P 1E4

**Ian A. Mondrow**  
Direct 416-369-4670  
ian.mondrow@gowlingwlg.com

Assistant: Cathy Galler  
Direct: 416-369-4570  
cathy.galler@gowlingwlg.com

Dear Ms. Walli:

**Re: EB-2017-0306 – Enbridge Gas Distribution Inc. (EGD) and Union Gas Limited (Union)  
MAAD Application.**

**Industrial Gas Users Association (IGUA) Request for Intervention.**

We write as legal counsel to IGUA to request that IGUA be granted intervenor status in the captioned proceeding.

**Description of IGUA**

IGUA is an association of industrial companies located in the Canadian provinces of Ontario and Québec, who use natural gas in their industrial operations. IGUA was first organized in 1973 and it provides a coordinated and effective public policy and regulatory voice for those industrial firms depending on natural gas as a fuel or feedstock. IGUA has become the recognized voice representing the industrial user of natural gas before regulatory boards and governments at both the provincial and national levels.

The Association's activities are guided by a 15 member Board of Directors, constituted to assure that each industrial sector and geographic region is represented. The Board of Directors has regularly scheduled meetings at least six times each year. A full time President and other staff are based in a permanent office in Ottawa.

Through regulatory intervention, government advocacy, marketing, promotion, partnerships, education and outreach, IGUA successfully represents industrial gas users. Our mission is to be the voice of our members within the natural gas industry through intervention, advocacy, and partnerships.

### **Nature and Scope of IGUA's Intended Participation**

IGUA intends to be active in all phases of this proceeding. We are in the process of reviewing the prefiled materials herein, and in the related application for approval of a 2019-2028 Rate Framework [EB-2017-0307; Rate Framework Application], and will be in a better position to determine which particular issues IGUA will focus on once our review is completed.

### **Written or Oral Hearing**

We have reviewed EGD's November 28, 2017 letter filed herein and in connection with the related Rate Framework Application. EGD has suggested, in chronological order:

1. Written interrogatories in this application followed by written Interrogatories in the Rate Framework Application.
2. If deemed necessary or appropriate, a technical conference in this application followed by a technical conference in the Rate Framework Application.
3. Written arguments in respect of this application.
4. An oral hearing of the Rate Framework Application followed by argument in that proceeding.

We have also reviewed Mr. Shepherd's letter of December 12<sup>th</sup> filed herein and in the related Rate Framework Application.

We share Mr. Shepherd's observation that there may be interrelationships between the issues raised in this proceeding and those raised in the Rate Framework Application. Parties should thus be able, in the discovery processes of these two proceedings, to include inquiries which explore such potential interrelationships. It may well be more efficient, as Mr. Shepherd suggests, to combine the interrogatory and technical conference processes for the two applications.

It is premature to determine post discovery process for either of the two applications. We and other interested parties will have a better informed view, and the Board will be in a better position, to determine post-discovery process for these matters once the discoveries have been concluded. Parties should have an opportunity to provide input on the balance of the two processes at that time, to inform the Board's further procedural directions.

### **Intention to Seek an Award of Costs**

IGUA also hereby requests that it be determined eligible for recovery of its reasonably incurred costs of its intervention herein.

As a party primarily representing the direct interests of industrial consumers (i.e. ratepayers) in relation to regulated services, IGUA has in the past been determined to be eligible for cost awards pursuant to section 3.03(a) of the Board's *Practice Direction on Cost Awards*.

### **Request for Written Evidence and Contact Information**

IGUA requests that copies of written evidence and all circulated correspondence related to this matter be directed to it as follows:

Ian Mondrow, Partner  
**GOWLING WLG (CANADA) LLP**  
Suite 1600, 1 First Canadian Place  
100 King Street West  
Toronto, Ontario  
M5X 1G5

Phone: 416-369-4670  
Fax: 416-862-7661  
E-Mail: [ian.mondrow@gowlingwlg.com](mailto:ian.mondrow@gowlingwlg.com)

Dr. Shahrzad Rahbar  
President  
**INDUSTRIAL GAS USERS ASSOCIATION**  
260 Centrum Boulevard, Suite 202  
Orleans, Ontario  
K1E 3P4

Office: 613-236-8021  
Mobile: 613-983-2927  
E-Mail: [srahbar@igua.ca](mailto:srahbar@igua.ca)

We have an electronic copy of the prefiled materials and do not require a hard copy.

Yours truly,

  
Ian A. Mondrow

c: A. Mandyam (EGD)  
M. Kitchen (Union)  
F. Cass (Aird & Berlis)  
C. Smith (Torys)  
S. Rahbar (IGUA)  
K. Viraney (Board Staff)

TOR\_LAW\9403301\1