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February 23, 2018

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Sent By Electronic Mail, Courier and RESS Electronic Filing

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

Vancouver

New York

Dear Ms. Walli:

EB-2017-0108: Application for certificates of public convenience and necessity for Norfolk County, the County of Elgin, and the County of Middlesex

Re: Interrogatories of EPCOR Natural Gas LP

Further to Procedural Order No. 4 dated February 5, 2017, please find the enclosed the interrogatories of EPCOR Natural Gas Limited Partnership (EPCOR) in connection with the above matter.

Please do not hesitate to contact me if you have any questions.

Yours very truly,



Patrick G. Welsh

PW:vs

c (email only): Patrick McMahon, *Union Gas Limited*
Myriam Seers, *Torys LLP*
Brian Lippold, *EPCOR Natural Gas Canada*
Britt Tan, *EPCOR Natural Gas Canada*
Shawna Sicotte, *EPCOR Natural Gas Canada*
Azalyn Manzano, *Ontario Energy Board*
Ritch Murray, *Ontario Energy Board*
Richard Lanni, *Ontario Energy Board*
Scott Lewis, *OM Limited Partnership*
Richard King, *Osler, Hoskin & Harcourt LLP*

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Municipal Franchises Act*, R.S.O. 1990,
c. M.55, as amended (the “Act”);

AND IN THE MATTER OF an Application by Union Gas Limited
for an Order under section 8 of the Act amending Union Gas’
authorizations to construct gas works and supply gas in Norfolk
County, the County of Elgin and the County of Middlesex.

**INTERROGATORIES OF
EPCOR Natural Gas Limited Partnership**

February 23, 2018

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Partnership

Norfolk County

1. **Reference:** Original Application of Union Gas Limited, p. 2

“On August 19, 2016, Union was directed by the Ontario Energy Board to file a report by December 31, 2016 confirming that Union has obtained Certificates of Public Convenience and Necessity covering the geographic areas in which its facilities are located. If during its investigation facilities are found to be located in areas where it does not hold Certificate rights, Union is to advise the Board as to where the infrastructure is located and to provide a plan to rectify the situation.

In its report to the Board dated December 22, 2016, Union identified Certificates of Public Convenience and Necessity held by Union and Natural Resource Gas (NRG) that were overlapping. Union committed at that time to submit an application to eliminate this overlap of Certificates.”

- (a) *Please provide a copy of the Ontario Energy Board’s (“OEB”) August 19, 2016 direction and Union’s December 22, 2016 response, as EPCOR cannot locate these materials online.*

2. **Reference:** Updated Application, p. 5, lines 5-8

“Union currently has facilities in place within the north half of Lots 2, 3 and 5 in Concession 7 and all of Lots 4 and 5 in Concession 8. Union acknowledges that it put services in place in error not realizing that the CPCN for Norfolk County did not cover these specific lots and proposes to rectify this inadvertent error through this application.”

- (a) *When did Union first identify that services were placed in error?*
- (b) *When did Union first identify that its CPCN for Norfolk County did not cover these specific lots?*
- (c) *What steps did Union take to notify the OEB and other potentially affected persons, including EPCOR’s predecessor, Natural Resource Gas Limited (NRG), when it discovered this error? Did Union notify the OEB in December 2016 of these facilities?*
- (d) *Please confirm that Union is not aware of any other facilities or other infrastructure in Ontario where it does not currently hold applicable Certificate rights.*

Township of Malahide

3. **Reference:** Updated Application, p. 9, lines 14-18

“Since November 1998, Union has served two residential customers in the Township of Malahide within the County of Elgin which are billed by EPCOR and are the subject of arrangements pursuant to EPCOR’s distribution contract with Union. Union has no information about why these arrangements were made in 1998, but assumes that they were made because it was more practical and economical for Union to serve these customers than for NRG to do so.”

- (a) *Please provide more detail regarding Union’s understanding of the arrangements with EPCOR regarding these two residential customers.*
- (b) *Please provide Union’s position regarding the status of the arrangements pursuant to EPCOR’s distribution contract with Union in the event that the OEB grants Union’s request for a limited CPCN in the Township of Malahide.*

4. **Reference:** Updated Application, p. 9, lines 20-22

“Union also provides service to two additional locations within the Township of Malahide that are located on the other side of the street from Union’s existing lower-tier CPCN boundary for the municipality of Central Elgin.”

- (a) *When did Union first identify that these two additional locations were not in Union’s existing lower-tier CPCN boundary for Central Elgin?*
- (b) *What steps did Union take to notify the OEB and other potentially affected persons, including NRG, when it discovered this error? Did Union notify the OEB in December 2016 of these facilities/locations?*