



**EB-2017-0108**

**Union Gas Limited**

**Application for certificates of public convenience and  
necessity for Norfolk County, the County of Elgin,  
and the County of Middlesex**

**PROCEDURAL ORDER NO. 5  
March 26, 2018**

Union Gas Limited (Union Gas) applied to the Ontario Energy Board (OEB) on February 24, 2017, under section 8 of the *Municipal Franchises Act*, for an order amending Union Gas' authorizations to construct gas works and supply gas in Norfolk County, the County of Elgin and the County of Middlesex (the Counties). Natural Resource Gas Limited (NRG), EPCOR Natural Gas Limited Partnership (EPCOR), and OM Limited Partnership (OMLP) are intervenors in the proceeding.

In accordance with Procedural Order No. 1, issued September 20, 2017, OEB staff and intervenors filed interrogatories, and Union Gas responded to those interrogatories. As part of its response to OEB staff's interrogatories, Union Gas also filed maps with the OEB identifying all of Union Gas' existing gas mains in the Counties and requested that these maps be treated as confidential.

Through procedural orders, the OEB provided for a settlement conference, and at the request of Union Gas, further extended the deadline to submit a settlement proposal by January 31, 2018.

On November 9, 2017, EPCOR filed a letter advising that NRG had transitioned its participation in the proceeding to EPCOR given that the transaction for EPCOR to acquire the assets of NRG had closed.

Pursuant to Procedural Order No. 3, Union Gas filed on January 30, 2018, a letter indicating that there was no settlement proposal arising from settlement discussions. Union Gas requested an opportunity to update its application by February 16, 2018 given the information that was clarified during settlement discussions.

On February 5, 2018, the OEB issued Procedural Order No. 4, which ordered Union to file any updates to its application by February 16, 2016, and made provision for intervenors to submit evidence if they chose to do so, as well as for an interrogatory process for intervenor evidence, while reminding parties to refrain from using or sharing information arising out of the settlement conference.

On March 5, 2018, EPCOR filed a letter advising the OEB that it intended to file intervenor evidence by the March 9, 2018 deadline. On March 8, 2018, EPCOR filed a second letter advising the OEB that EPCOR would not be filing intervenor evidence.

The OEB considers it necessary to make provision for the following matters related to this proceeding. The OEB may issue further procedural orders from time to time.

**IT IS THEREFORE ORDERED THAT:**

1. EPCOR Natural Gas Limited Partnership, OM Limited Partnership and OEB staff may file any written submission with the OEB and serve them on Union Gas Limited by **April 12, 2018**.
2. Union Gas Limited may file a written reply submission with the OEB and serve it on all parties by **April 26, 2018**.

All filings with the OEB must quote the file number **EB-2017-0108**, and be made through the OEB's web portal at <https://www.pes.oeb.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](http://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](mailto:BoardSec@oeb.ca).

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**DATED** at Toronto, **March 26, 2018**

**ONTARIO ENERGY BOARD**

**By delegation, before:**

*Original signed by*

Pascale Duguay  
Manager, Applications Policy and Climate Change