



**Ontario Energy Board
Commission de l'énergie de l'Ontario**

**DECISION AND ORDER ON COST
AWARDS**

EB-2017-0147

ENBRIDGE GAS DISTRIBUTION INC.

Application for approval to construct a natural gas pipeline in the Township of Brock and the City of Kawartha Lakes to supply gas to Fenelon Falls

BEFORE: Susan Frank
Presiding Member

April 4, 2018

INTRODUCTION AND SUMMARY

This is a decision of the Ontario Energy Board (OEB) on cost claims filed with respect to an Enbridge Gas Distribution Inc. (Enbridge) proceeding.

On July 26, 2017 Enbridge Gas Distribution Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) under s. 90(1) and s. 36 of the *Ontario Energy Board Act, 1998* (OEB Act) and under s. 8 of the *Municipal Franchises Act* (Franchises Act) for approvals that would allow Enbridge to provide natural gas service to the community of Fenelon Falls in the Township of Brock and the City of Kawartha Lakes (Fenelon Falls Project).

Anwaatin Inc. (Anwaatin), Consumers Council of Canada (CCC), Canadian Propane Association (CPA), School Energy Coalition (SEC) and Vulnerable Energy Consumers Coalition (VECC) applied and were awarded intervenor status and cost eligibility. On December 5, 2017, Anwaatin filed a notice of withdrawal as an intervenor from the proceeding.

On March 1, 2018, the OEB issued its Decision and Order in which it set out the process for intervenors to file their cost claims, for Enbridge to object to the claims and for intervenors to respond to any objections raised by Enbridge.

The OEB received cost claims from CCC, SEC and VECC who actively participated in the written proceeding. CPA did not actively participate and did not file a cost claim. On March 19, 2018, Enbridge filed a letter stating that it has no objections with the cost claims filed.

Finding

The OEB has reviewed the claims filed by CCC, SEC and VECC to ensure that they are compliant with the OEB's *Practice Direction on Cost Awards*.

The OEB finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The OEB finds that CCC's, SEC's and VECC's claims fairly represent the effort undertaken and are reasonable and shall be reimbursed by Enbridge. The OEB notes that VECC claimed comparatively higher number of hours (23 hours) than CCC (4.70 hours) and SEC (13.70). However, although the OEB did not accept VECC's positions they were helpful to the decision making process and shall be fully reimbursed by Enbridge.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge Gas Distribution Inc. shall immediately pay the following amounts to the intervenors for their costs:
 - Consumers Council of Canada \$1,540.19
 - School Energy Coalition \$3,540.29
 - Vulnerable Energy Consumers Coalition \$7,320.03
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge Gas Distribution Inc. shall pay the OEB's costs of, and incidental to, this proceeding immediately upon receipt of the OEB's invoice.

DATED at Toronto April 4, 2018

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary