



EB-2017-0323

Union Gas Limited

**Application to dispose of balances in certain deferral and
variance accounts related to the delivery of conservation
programs in 2015**

PROCEDURAL ORDER NO. 2

April 10, 2018

Union Gas Limited (Union Gas) filed an application with the Ontario Energy Board (the OEB) on December 18, 2017 under section 36 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15, (Schedule B), for an order or orders seeking approval to dispose of balances in certain deferral and variance accounts related to the delivery of conservation programs in 2015.

Proceeding Background

On February 2, 2018 the OEB issued a Notice of Hearing.

On February 26, 2018 the OEB issued Procedural Order No. 1 which granted intervenor status to all requesting parties and set out the process for interrogatories from parties and interrogatory responses from Union Gas.

On March 9, 2018 parties filed written interrogatories on Union Gas' application. Union Gas filed responses on April 6, 2018.

Scope of the Proceeding

The purpose of this proceeding is to review and approve the amounts within the 2015 Demand Side Management (DSM) deferral and variance accounts for Union Gas. This is the first year of the implementation of the OEB policy direction which established an OEB led process for the DSM Evaluation and Audit.

The 2015 DSM program year was the first in which the OEB led the process of evaluating and verifying the program results of both Union Gas and Enbridge Gas Distribution Inc. As is

the case with any process change or new policy implementation, there were several concerns that parties expressed regarding the new process. The OEB expects that OEB staff will continually monitor the process and look for areas to improve. However, the OEB's evaluation process itself is not the subject of this proceeding. The OEB panel will not provide direction on the OEB's evaluation policy or its implementation. The focus of this proceeding is on the amounts in Union Gas' DSM deferral and variance accounts and the allocation of approved costs to appropriate customers.

Hearing Process

School Energy Coalition (SEC) and Energy Probe suggested that Union Gas' and Enbridge Gas Distribution Inc.'s applications to be heard together in an oral hearing given the similarity of issues being raised. Both Union Gas and Enbridge Gas Distribution Inc. disagreed with SEC's proposal. There has been considerable pre-filed evidence and interrogatories to highlight any concerns regarding the applicant's request for the approval of 2015 DSM deferral and variance accounts. As stated above, the OEB's evaluation process itself is not an issue in this proceeding. Therefore, the OEB will undertake its review of Union Gas' application independent of Enbridge Gas Distribution Inc. application and will do so by way of a written hearing.

The OEB is making provision for the following procedural steps in the order below. The OEB may issue further procedural orders from time to time.

IT IS THEREFORE ORDERED THAT:

1. Union Gas shall file argument-in-chief filed with the OEB and delivered to all other parties by **April 20, 2018**.
2. OEB staff and intervenors may file written submissions with the OEB and deliver to all other parties by **April 27, 2018**.
3. Union Gas may file written reply submissions with the OEB and deliver them to all other parties by **May 7, 2018**.

All filings to the OEB must quote the file number, EB-2017-0323, and be made electronically through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice/>, in searchable / unrestricted PDF format. Two paper copies must also be filed at the OEB's address provided below. Filings must clearly state the sender's name, postal address and telephone number,

fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at <http://www.oeb.ca/OEB/Industry>. If the web portal is not available parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:45 p.m. on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Josh Wasylyk at Josh.Wasylyk@oeb.ca.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Board Secretary

E-mail: boardsec@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, **April 10, 2018**

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary