

REF: ENERGY PROBE UTILITY MERGER & ACQUISITION EVIDENCE

Preamble: From our perspective, one of the opportunities to ensure a proper balance between shareholder and ratepayer in a utility merger with a deferred rebasing period is a properly constructed Earnings Sharing Mechanism (ESM). We would like to understand the application of this mechanism in the mergers studied for your evidence.

- 1) From the research on the details of the mergers and acquisitions of the companies in your evidence, for those companies who had existing pre-merger ESM's, please provide:
 - a. How many post-merger utilities had increased ESM requirements?
 - i. Please provide details of an example.
 - b. How many post-merger utilities had the same pre-merger ESM requirements?
 - i. Please provide details of an example
 - c. How many post-merger utilities had reduced ESM requirements?
 - i. Please provide an example
 - d. How many post-merger utilities had no ESM requirements for 5 years?
 - i. Please provide an example
 - e. How many post-merger utilities had no ESM requirements for 10 years?
 - i. Please provide an example

- 2) In general, were there any other ratepayer protection mechanisms that were applied to a long-term deferred rebasing regime that could be considered in the Enbridge-Union Gas merger application?