



EB-2018-0131

**Enbridge Gas Distribution Inc.**

**Application for the disposition of amounts recorded in certain  
deferral and variance accounts and approval of the  
earnings sharing amount**

**PROCEDURAL ORDER NO. 1  
August 10, 2018**

Enbridge Gas Distribution Inc. (Enbridge Gas) filed an application dated June 27, 2018 with the Ontario Energy Board (OEB) under section 36 of the *Ontario Energy Board Act, S.O. 1998, c.15, (Schedule B)* for an order approving the disposition of balances in certain deferral and variance accounts. The application also includes a request for approval to share earnings with ratepayers in accordance with the 2014-2018 Custom Incentive Regulation Plan Framework.<sup>1</sup>

The total net balance of all of the deferral and variance accounts that have been requested for disposition by Enbridge Gas is a \$5.03 million debit as at January 1, 2019. This includes a \$23.97 million refund to ratepayers associated with the earnings sharing mechanism. The total rate impact for a typical residential customer is a one-time charge of about \$1.40 in January 2019 and for a typical commercial customer is a one-time charge of about \$37.00 in January 2019.

The OEB issued a Notice of Hearing on July 25, 2018. The last date for intervention was August 7, 2018. The following parties applied for intervenor status:

- Association of Power Producers of Ontario (APPrO)
- Building Owners and Managers Association (BOMA)
- Consumers Council of Canada (CCC)
- Energy Probe Research Foundation (Energy Probe)
- Federation of Rental-housing Providers of Ontario (FRPO)
- Industrial Gas Users Association (IGUA)
- School Energy Coalition (SEC)
- TransCanada PipeLines Limited (TCPL)
- Vulnerable Energy Consumers Coalition (VECC)

---

<sup>1</sup> EB-2012-0459.

Each of APPrO, BOMA, CCC, Energy Probe, FRPO, IGUA, SEC, and VECC also applied for cost award eligibility. No objections were received regarding the requests for intervenor status or cost eligibility.

Intervenor status is hereby granted to each of the parties listed above. Each of APPrO, BOMA, CCC, Energy Probe, FRPO, IGUA, SEC and VECC is eligible to apply for an award of costs under the OEB's Practice Direction on Cost Awards in respect of only those accounts and issues for which the OEB indicated it would allow costs in its Notice of Hearing. The list of intervenors in this proceeding is attached as Schedule A to this procedural order.

The OEB will determine at a later date whether to proceed by way of a written or oral hearing.

It is 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. OEB staff and intervenors that require information and material from Enbridge Gas that is in addition to Enbridge Gas' evidence, and that is relevant to the hearing, shall request it by written interrogatories filed with the OEB and delivered to Enbridge Gas and all intervenors by **August 28, 2018**.
2. Enbridge Gas shall file with the OEB complete responses to the interrogatories and deliver them to the intervenors by **September 13, 2018**.
3. A settlement conference will be convened on **September 20 and 21** at 9:30 a.m. with the objective of reaching a settlement among the parties on the issues. The Settlement Conference will be held in the OEB's hearing room at 2300 Yonge Street, 25<sup>th</sup> Floor, Toronto.
4. Any Settlement Proposal arising from the Settlement Conference shall be filed with the OEB by **October 3, 2018**.
5. If a Settlement Proposal is filed, OEB staff's submission on the Settlement Proposal shall be filed with the OEB and served on all parties within **7 days** from the date that the Settlement Proposal is filed.
6. If there is no Settlement Proposal arising from the Settlement Conference, Enbridge Gas shall file a statement to that effect with the OEB by **October 1, 2018**.

All filings to the OEB must quote the file number, **EB-2018-0131** and be made electronically in searchable/unrestricted PDF format through the OEB's web portal at

<https://www.pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed. 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 <https://www.oeb.ca/industry>. If the web portal is not available, parties may email their documents to the address below.

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, Lawrie Gluck at [lawrie.gluck@oeb.ca](mailto:lawrie.gluck@oeb.ca) and Counsel, Michael Millar at [Michael.Millar@oeb.ca](mailto:Michael.Millar@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](mailto:boardsec@oeb.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, August 10, 2018

### **ONTARIO ENERGY BOARD**

**By delegation, before: Rudra Mukherji**

*Original Signed By*

Rudra Mukherji  
Associate Registrar

**Schedule A**

**Procedural Order No. 1**

**Enbridge Gas Distribution Inc.**

**EB-2018-0131**

**Applicant and List of Intervenors**

**August 10, 2018**

**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**APPLICANT**

**Rep. and Address for Service**

**Enbridge Gas Distribution Inc. Andrew Mandyam**

Director  
Enbridge Gas Distribution Inc.  
500 Consumers Rd.  
Toronto, ON M2J 1P8  
Tel: 416-495-5499  
Fax: 416-495-6072  
[egdregulatoryproceedings@enbridge.com](mailto:egdregulatoryproceedings@enbridge.com)

**APPLICANT COUNSEL**

**David Stevens**  
Aird & Berlis LLP  
BCE Place  
181 Bay Street, Suite 1800  
P. O. Box 754  
Toronto ON M5J 2T9  
Tel: 416-865-7783  
Fax: 416-863-1515  
[dstevens@airdberlis.com](mailto:dstevens@airdberlis.com)

**INTERVENORS**

**Rep. and Address for Service**

**Association of Power  
Producers of Ontario**

**David Butters**  
President & CEO  
Association of Power Producers of Ontario  
25 Adelaide St. E.  
Suite 1602  
Toronto ON M5C 3A1  
Tel: 416-322-6549 Ext: 231  
Fax: 416-481-5785  
[David.Butters@appro.org](mailto:David.Butters@appro.org)

**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**Association of Power  
Producers of Ontario**

**John Vellone**

Borden Ladner Gervais LLP  
Bay Adelaide Centre, East Tower  
22 Adelaide Street West  
Toronto ON M5H 4E3  
Tel: 416-367-6730  
Fax: 416-367-6749  
[jvellone@blg.com](mailto:jvellone@blg.com)

**John Wolnik**

Elenchus Research Associates Inc.  
34 King Street East  
6th Floor  
Toronto ON M5C 2X8  
Tel: 519-474-0844  
Fax: 416-348-0641  
[jwolnik@elenchus.ca](mailto:jwolnik@elenchus.ca)

**Building Owners and  
Managers Association  
Toronto**

**Thomas Brett**

Partner  
Fogler, Rubinoff LLP  
77 King Street West  
Suite 3000  
Toronto ON M5K 1G8  
Tel: 416-941-8861  
Fax: 416-941-8852  
[tbrett@foglers.com](mailto:tbrett@foglers.com)

**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**Building Owners and  
Managers Association  
Toronto**

**Marion Fraser**

President  
Fraser & Company  
65 Harbour Square, Suite 1005  
Toronto ON M5J 2L4  
Tel: 416-941-9729  
Fax: 416-941-9729  
[Marion.Fraser@rogers.com](mailto:Marion.Fraser@rogers.com)

**Consumers Council of  
Canada**

**Julie Girvan**

Consultant  
Consumers Council of Canada  
62 Hillside Ave. East  
Toronto ON M4S 1T5  
Tel: 416-322-7936  
Fax: 416-322-9703  
[jgirvan@uniserve.com](mailto:jgirvan@uniserve.com)

**Energy Probe Research  
Foundation**

**Roger Higgin**

Sustainable Planning Associates Inc.  
15 Malabar Place  
Toronto ON M5B 1A4  
Tel: 416-391-0738  
Fax: Not Provided  
[spainc@rogers.com](mailto:spainc@rogers.com)

**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**Federation of Rental-housing  
Providers of Ontario**

**Dwayne Quinn**

Principal  
Dr Quinn & Associates Ltd.  
130 Muscovy Drive  
Elmira ON N3B 3P7  
Tel: 519-500-1022  
Fax: Not Provided  
[drquinn@rogers.com](mailto:drquinn@rogers.com)

**Industrial Gas Users  
Association**

**Ian Mondrow**

Gowling WLG  
1 First Canadian Place  
100 King S. W. Suite 1600  
Toronto ON M5X 1G5  
Tel: 416-369-4670  
Fax: 416-862-7661  
[ian.mondrow@gowlingwlg.com](mailto:ian.mondrow@gowlingwlg.com)

**Shahrzad Rahbar**

President  
Industrial Gas Users Association  
260 Centrum Boulevard  
Suite 202  
Orleans ON K1E 3P4  
Tel: 613-236-8021  
Fax: 613-230-9531  
[srahbar@igua.ca](mailto:srahbar@igua.ca)



**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**School Energy Coalition**

**Wayne McNally**

SEC Coordinator  
Ontario Public School Boards' Association  
439 University Avenue  
18th Floor  
Toronto ON M5G 1Y8  
Tel: 416-340-2540  
Fax: 416-340-7571  
[wmcnally@opsba.org](mailto:wmcnally@opsba.org)

**Mark Rubenstein**

Counsel  
Shepherd Rubenstein Professional Corporation  
2200 Yonge St.  
Suite 1302  
Toronto ON M4S 2C6  
Tel: 416-483-3300  
Fax: 416-483-3305  
[mark@shepherdrubenstein.com](mailto:mark@shepherdrubenstein.com)

**Jay Shepherd**

Counsel  
Shepherd Rubenstein Professional Corporation  
2200 Yonge St.  
Suite 1302  
Toronto ON M4S 2C6  
Tel: 416-483-3300  
Fax: 416-483-3305  
[jay@shepherdrubenstein.com](mailto:jay@shepherdrubenstein.com)

**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**TransCanada PipeLines  
Limited**

**Matthew Ducharme**

Counsel, Law, Canadian Pipelines  
TransCanada PipeLines Limited  
450 - 1st Street SW  
Calgary AB T2P 5H1  
Tel: 403-920-2563  
Fax: 403-920-2308  
[matthew\\_ducharme@transcanada.com](mailto:matthew_ducharme@transcanada.com)

**Roman Karski**

Regulatory Analyst  
TransCanada PipeLines Limited  
450 - 1st Street SW  
Calgary AB T2P 5H1  
Tel: 587-933-8875  
Fax: (403-920-2347  
[roman\\_karski@transcanada.com](mailto:roman_karski@transcanada.com)

**Vulnerable Energy  
Consumers Coalition**

**John Lawford**

Counsel  
Vulnerable Energy Consumers Coalition  
c/o Public Interest Advocacy Centre (PIA)  
One Nicholas St.  
Suite 1204  
Ottawa ON K1N 7B7  
Tel: 613-562-4002 Ext: 25  
Fax: Not Provided  
[lawford@piac.ca](mailto:lawford@piac.ca)

**Enbridge Gas Distribution Inc.  
EB-2018-0131**

**APPLICANT & LIST OF INTERVENORS**

**August 10, 2018**

---

**Vulnerable Energy  
Consumers Coalition**

**Mark Garner**

Project Manager  
Econalysis Consulting Services  
34 King Street East, Suite 630  
Toronto ON M5C 2X8  
Tel: 647-408-4501  
Fax: 416-348-0641  
[markgarner@rogers.com](mailto:markgarner@rogers.com)