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April 23, 2019

**Filed on RESS and Sent via Courier**

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319, 27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Enbridge Gas Inc. (EGI) Application for Leave to Construct a Natural Gas Pipeline  
in the Municipality of Chatham-Kent  
Board File No.: EB-2018-0188**

We are counsel to Anwaatin Inc. in the above-referenced proceeding (the **Proceeding**)

Further to the Board's correspondence dated April 16, 2019, requesting further information on Anwaatin's interest in this Proceeding, Anwaatin's response dated April 16, 2019, and the Board's further correspondence dated April 17, 2019, please find below further details on Anwaatin's participation in this matter.

Anwaatin members for this Proceeding include:

R. K. Joe Miskokomon  
Deputy Grand Council Chief  
Anishinabek Nation  
Southwest Region

Telephone: 519-318-9503  
Email: [jmiskokomon56@gmail.com](mailto:jmiskokomon56@gmail.com)

The Southwest Region of the Anishinabek Nation includes traditional territories covering the current Municipality of Chatham-Kent and Indigenous rightsholders, including First Nations identified by the Ministry of Energy in its delegation of consultation to Union Gas, as set out in Schedule C to the Indigenous Consultation Reports in Schedules 22 and 23 of EGI's application in this Proceeding.

Anwaatin also includes Aroland First Nation, which has a principled interest in ensuring equitable access to energy, including natural gas, throughout the province, and best practices in relation to honouring Indigenous interests.

Anwaatin requests intervenor status in the Proceeding pursuant to Rule 22 of the Board's *Rules of Practice and Procedure*. Anwaatin also submits that it is appropriate for the Board to award Anwaatin costs in the context of this Proceeding and hereby requests cost eligibility in accordance with s. 3.03(b) of the Board's Practice Direction on Cost Awards. Anwaatin relies on this letter and its Notice of Intervention filed on April 15, 2019 (attached as Appendix "A") in support of these requests.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lisa DeMarco', with a long horizontal stroke extending to the right.

Lisa (Elisabeth) DeMarco

c. W.T. (Bill) Wachsmuth, Enbridge Gas Inc.  
Larry Sault, Anwaatin Inc.  
Don Richardson, Shared Value Solutions Ltd.

Encl.

## **APPENDIX A**



Jonathan McGillivray  
Associate  
Bay Adelaide Centre  
333 Bay Street, Suite 625  
Toronto, ON M5H 2R2  
TEL +1.647.208.2677  
FAX +1.888.734.9459  
[jonathan@demarcoallan.com](mailto:jonathan@demarcoallan.com)

April 15, 2019

**Filed on RESS and Sent via Courier**

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319, 27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Enbridge Gas Inc. Application for Leave to Construct a Natural Gas Pipeline in the Municipality of Chatham-Kent  
Board File No.: EB-2018-0188**

We are counsel to Anwaatin Inc. (**Anwaatin**). Please find enclosed Anwaatin's Notice of Intervention requesting intervenor status and cost eligibility in the above-noted proceeding.

Sincerely,

A handwritten signature in black ink that reads "Jonathan McGillivray". The signature is written in a cursive style.

Jonathan McGillivray

- c. W.T. (Bill) Wachsmuth, Enbridge Gas Inc.  
Larry Sault, Anwaatin Inc.  
Don Richardson, Shared Value Solutions Ltd.

**ONTARIO ENERGY BOARD**

**IN THE MATTER OF** the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, Sched. B, as amended (the **Act**);

**AND IN THE MATTER OF** an application by Enbridge Gas Inc. for an order granting leave to construct a natural gas pipeline and ancillary facilities in the Municipality of Chatham-Kent.

**EB-2018-0188**

**NOTICE OF INTERVENTION**

**ANWAATIN INC.**

**April 15, 2019**

## **A. Application for Intervenor Status**

1. Anwaatin Inc. hereby requests intervenor status in the matter of the Application by Enbridge Gas Inc. for an Order granting leave to construct a natural gas pipeline and ancillary facilities in the Municipality of Chatham-Kent. (the **Application**). This notice of intervention is filed pursuant to Rule 22 of the Board's *Rules of Practice and Procedure*.

## **B. Anwaatin and its Interest in the Proceeding**

2. Anwaatin is an Indigenous business corporation that works with Indigenous communities in linked energy markets that include Ontario, Quebec, California and Manitoba. Anwaatin's mission is to ensure that Indigenous communities are afforded reliable and affordable energy and have a central role in energy-related climate change action. Its business focusses on (i) access to efficient electricity and natural gas energy solutions for indigenous communities; (ii) ensuring Indigenous communities have reliable energy transmission and distribution in order to meet basic needs and facilitate economic development; (iii) addressing poor electricity reliability and the disparate and adverse impacts that it has on Indigenous communities and Aboriginal rights; and (iv) strengthening distributed energy resources in Indigenous communities to facilitate resilience and efficient electrification solutions to address climate change.
3. Anwaatin has been active in representing various Indigenous interests before the Board in a number of natural gas and electricity proceedings.
4. Anwaatin hopes to provide the Board with the unique perspective of the disproportionate number of Indigenous communities currently living in energy poverty in Ontario. It also provides stakeholder views on the differential impact of natural gas franchise and related matters on remote and near-remote communities. To assist the Board in responding to these issues, Anwaatin will address unique consideration of, and potential solutions for, indigenous peoples in this proceeding.

## **C. Nature and Scope of Anwaatin's Intended Participation**

5. Anwaatin intends to be an active participant in this proceeding, and will act responsibly to coordinate with other intervenors where common issues may arise and may be addressed. Anwaatin intends to participate actively to request information, assess any motions, test evidence, submit written interrogatories, and provide argument. Anwaatin may also submit evidence subject to the development of the record in this proceeding.

#### **D. Costs**

6. Anwaatin is, in accordance with s. 3.03(b) of the Board's Practice Direction on Cost Awards, eligible to seek an award of costs as Anwaatin is a party that primarily represents an interest or policy perspective that is relevant to the Board's mandate and to the proceeding.
7. Anwaatin represents the interests of a unique and otherwise unrepresented set of Indigenous energy consumers in Ontario and is committed to ensuring that they are served through access to affordable, reliable, sustainable, and modern natural gas service. Anwaatin requests an award of costs in this proceeding given that its comments serve a direct interest and policy perspective that is relevant to the Board's mandate and pressing for Ontario's energy consumers. Anwaatin recently entered into a Settlement Agreement with Hydro One providing for "non-wires" and distributed energy resource solutions to the reliability disparity in Indigenous communities.<sup>1</sup>
8. Anwaatin therefore submits that it is appropriate for the Board to award Anwaatin costs in the context of this proceeding, and hereby requests cost eligibility.

#### **E. Anwaatin's Representatives**

9. Anwaatin hereby requests that further communications with respect to this proceeding be sent to the following:

**Anwaatin Inc.**

c/o Mississaugas of the New Credit First Nation  
3034 Mississauga Road, RR#6  
Hagersville, Ontario N0A 1H0

Attention: Larry Sault, CEO  
Telephone: 416-675-3226 x 311  
Facsimile: 226-314-2100  
Email: [larry@anwaatin.com](mailto:larry@anwaatin.com)

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<sup>1</sup> See EB-2017-0335, Anwaatin Inc. and Hydro One Networks Inc. Settlement Proposal (June 15, 2018).

AND TO ITS CONSULTANT

**Shared Value Solutions Ltd.**

62 Baker Street  
Guelph, ON N1H 4G1

Attention: Don Richardson, Managing Partner  
Telephone: 226-706-8888 x 101  
Facsimile: 226-314-1200  
Email: [don.richardson@sharedvaluesolutions.com](mailto:don.richardson@sharedvaluesolutions.com)

AND TO ITS COUNSEL

**DeMarco Allan LLP**

Bay Adelaide Centre  
333 Bay Street, Suite 625  
Toronto, ON M5H 2R2

Attention: Elisabeth DeMarco  
Telephone: (647) 991-1190  
Facsimile: 1-888-734-9459  
Email: [lisa@demarcoallan.com](mailto:lisa@demarcoallan.com)

Attention: Jonathan McGillivray  
Tel: (647) 208-2677  
Facsimile: 1-888-734-9459  
Email: [jonathan@demarcoallan.com](mailto:jonathan@demarcoallan.com)

ALL OF WHICH IS RESPECTFULLY  
SUBMITTED THIS  
15<sup>th</sup> day of April, 2019.



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Lisa (Elisabeth) DeMarco  
DeMarco Allan LLP  
Counsel for Anwaatin