

May 3, 2019

BY RESS, EMAIL AND COURIER

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: EB-2018-0300 – Enbridge Gas Inc. (operating as Union Gas)
2016 Disposition of Demand Side Management Deferral and Variance
Accounts – Cost Claims
EB-2018-0301 – Enbridge Gas Inc. (operating as Enbridge Gas Distribution)
Application for 2016 Demand Side Management Clearance of Deferral and
Variance Accounts - Cost Claims**

Effective January 1, 2019, Enbridge Gas Distribution (“EGD”) and Union Gas Limited (“Union”) amalgamated to become Enbridge Gas Inc. (“Enbridge Gas”). EGD and Union each filed 2016 demand side management (“DSM”) deferral and variance Account clearance applications (the “2016 DSM Clearance Applications”) on December 10, 2018 and November 30, 2018 respectively. In its Letter of Direction dated December 21, 2018, the OEB decided that the 2016 DSM Clearance Applications would be reviewed together as part of one combined proceeding.

Pursuant to the Ontario Energy Board’s (“OEB”) Decision and Order (dated April 11, 2019), Enbridge Gas is filing this objection to cost claims for the 2016 DSM Clearance Applications as detailed herein on a combined basis.

Enbridge Gas received cost claims for the 2016 DSM Clearance proceeding from the following parties:

- Building Owners and Managers Association, Greater Toronto (“BOMA”);
- Canadian Manufacturers & Exporters (“CME”);
- Green Energy Coalition (“GEC”);
- Industrial Gas Users Association (“IGUA”);
- London Property Managers Association (“LPMA”);
- Ontario Greenhouse Vegetable Growers (“OGVG”);
- Ontario Sustainable Energy Association (“OSEA”); and
- School Energy Coalition (“SEC”).

Enbridge Gas has reviewed the cost claims and notes the following concerns regarding BOMA's, GEC's, and OSEA's cost claims.

BOMA

The cost claim submitted by BOMA includes: (i) 25 hours for work on interrogatories, nearly equivalent to the highest number of hours claimed by any other intervenor and nearly double the approximate average of hours claimed by all other intervenors who submitted interrogatories; and (ii) 30 hours for argument, more than double the next highest claim and more than three times the approximate average of hours claimed by all other intervenors.

Consistent with recent comparable cost claims submitted by BOMA,¹ the OEB should consider the amount of BOMA's claim compared to the other cost claims and in relation to the incremental value BOMA provided to the proceeding. While BOMA has claimed 25 hours related to preparation for interrogatories, BOMA did not submit any interrogatory questions to Enbridge Gas as part of this proceeding. Further, the substance of BOMA's written submission was significantly dedicated to performance-based conservation which was not at issue in this proceeding.

Enbridge Gas suspects that there is duplication in the hours claimed by BOMA and OSEA with respect to an expert consultant engaged by both. This consultant has claimed 51 hours for work with BOMA and 22.5 hours for work with OSEA for a total of 73.5 hours. This is more than three times the approximate average of hours claimed by all other intervenors and is nearly double the next highest individual cost claim of 38.1 hours from SEC.

GEC

The cost claim submitted by GEC includes 5.65 hours of preparatory time for an Oral Hearing. Procedural Order No. 1 (dated January 21, 2019), established that the OEB would proceed by way of a written hearing. Enbridge Gas suggests that the OEB request clarification from GEC regarding the classification of these hours.

OSEA

The cost claim submitted by OSEA includes 18.8 hours of preparatory time for a Pre-Hearing Conference. Procedural Order No. 1 (dated January 21, 2019), did not include provision for any Pre-Hearing Conference. Enbridge Gas suggests that the OEB request clarification from OSEA regarding the classification of these hours.

As noted by Enbridge Gas above, there appears to be duplication in the hours claimed by BOMA and OSEA with respect to an expert consultant engaged by both.

¹ EB-2016-0296/0300 Decision and Order on Cost Awards (March 28, 2018), pp. 3-5; EB-2017-0319 Decision and Order on Cost Awards (January 15, 2019), p. 3; EB-2017-0224/0255 Decision and Order on Cost Awards (April 3, 2019).

Sincerely,

[original signed by]

Adam Stiers
Technical Manager, Regulatory Applications

c.c.: Dennis O'Leary (Aird & Berlis LLP)
Myriam Seers (Torys LLP)
Josh Wasylyk (OEB Staff)
EB-2018-0300/0301 Intervenors