

## ONTARIO ENERGY BOARD

**IN THE MATTER OF THE *Ontario Energy Board Act*, S.O. 1998, C.15, Schedule B, and in particular Section 21(2) thereof;**

**AND IN THE MATTER OF the *Assessment Act*, R.S.O. 1990, c. A31, and in particular Section 25(3) thereof;**

**AND IN THE MATTER OF an Application by Lagasco Inc. for an Order determining whether or not the natural gas pipelines owned and operated by Lagasco Inc. in Haldimand County are gas transmission pipelines**

### APPLICATION

1. Lagasco Inc. (“**Lagasco**”) hereby applies to the Ontario Energy Board (the “Board”) pursuant to Section 25(3) of the *Assessment Act*, R.S.O. 1990, c. A31, as amended (the “**Assessment Act**”) for an order declaring that the natural gas pipelines owned by Lagasco in Haldimand County (the “**Haldimand Pipelines**”), and all other similarly used or situated pipelines owned by the Lagasco, are not “pipe lines” within the meaning of section 25 of the *Assessment Act*, and were not “pipe lines” within the meaning of section 25 of the *Assessment Act* at any time on or after January 1, 2015.

2. Attached hereto as Schedule “A” is a map showing the general location of the Haldimand Pipelines (between the parallel black lines). The Haldimand Pipelines are exclusively gathering pipelines used in the private production of natural gas, and have not been transportation or transmission pipelines at any material time. Lagasco is not in the business of gas transmission or distribution, nor does it possess a Certificate of Public Convenience or hold any franchise for gas transmission or distribution.

3. The parties affected by this application are Lagasco, Municipal Property Assessment Corporation and The Corporation of the Haldimand County. The address for service for Lagasco is:

1030 Adelaide Street South, Unit B  
London, Ontario N6E 1R6

Attention: Jennifer Nisker

Telephone: 519-433-7710  
Facsimile: 519-433-7588  
Email: jnisker@lagasco.ca

with a copy to:


Bennett Jones LLP  
Bennett Jones LLP  
3400 One First Canadian Place  
P.O. Box 130  
Toronto, Ontario M5X 1A4

Attention: Richard Swan  
Telephone: (416) 777-7479  
Facsimile: (416) 863-1716  
Email: swanr@bennettjones.com

4. Lagasco respectfully requests that the Board hold an oral hearing in this matter under Section 32 of the Board's Rules of Practice and Procedure.

DATED June 7, 2019.

Per:

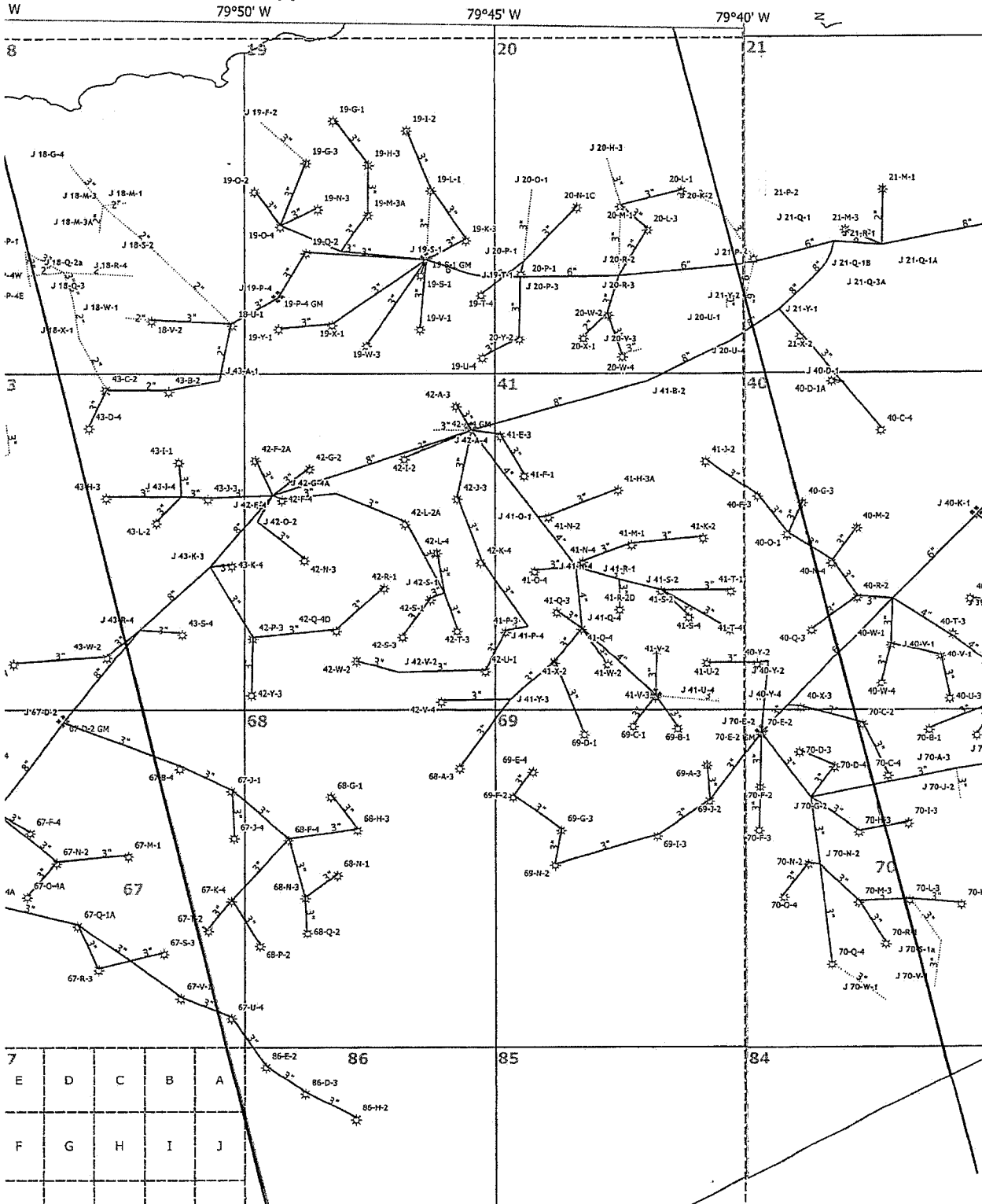
  
**BENNETT JONES LLP**  
3400 One First Canadian Place  
P.O. Box 130  
Toronto, Ontario M5X 1A4

Lawyers for Lagasco Inc.

Schedule "A"

MAP 9

Row 2810157002260000000



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