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BY EMAIL

August 20, 2019

David Stevens
Counsel
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Toronto ON M5J 2T9
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Dear Mr. Stevens:

**Re: Request for late intervenor status
Alectra Utilities Corporation (Alectra Utilities) - Application for 2020 Rates
Ontario Energy Board File Number: EB-2019-0018**

Dear Mr. Stevens:

This letter is to inform you that Enbridge Gas Inc.'s (Enbridge) request for intervenor status in the above referenced application has been denied.

In its letter of intervention, Enbridge states that as a utility that is regulated by the Ontario Energy Board (OEB) it has a direct interest in all matters of jurisdiction, practice, procedure and policy related to electricity and gas regulation in Ontario. Enbridge states that it is specifically interested in Alectra Utilities' "M-Factor" proposal and has a direct interest in this proceeding because the OEB's decision on the proposal could have implications for Enbridge.

The OEB disagrees with Enbridge's interpretation of substantial interest. The OEB notes that Enbridge has applied for intervenor status in its capacity as a regulated utility that is interested in the outcome of the OEB's decision on Alectra Utilities' M-Factor proposal. In the OEB's view Enbridge's interest does not constitute a "substantial interest" within the meaning of Rule 22.02 of the OEB's *Rules of Practice and Procedure*. Enbridge has not explained in any detail how the OEB's decision in Alectra Utilities' application will have implications for Enbridge. In addition, the OEB finds that Enbridge's interpretation of substantial interest is too broad and could imply that all OEB

regulated utilities have a substantial interest in all OEB proceedings because the OEB's decision may have implications for them.

The OEB also notes that the purpose of the current proceeding is to establish rates for Alectra Utilities. This is not a generic proceeding or consultation to establish a framework for incremental capital expenditures. In keeping with the scope of an IRM proceeding the OEB's review of Alectra Utilities' proposal will be done in the context of Alectra Utilities' unique circumstances. Therefore, general views on the subject or a discussion of the implications of the M-factor proposal on natural gas utilities are not within the scope of the OEB's review in this proceeding.

If Enbridge wishes to follow the proceeding, it may wish to consider registering as a monitor.

Yours truly,

Original Signed By

Christine E. Long
Registrar
Office of the Registrar

c: Indy Butany-DeSouza, Alectra Utilities
Charles Keizer, Torys