

Enbridge Gas Inc.

**Application for approval to construct a natural gas
pipeline and associated facilities in the Municipality of
Chatham-Kent and the Towns of Lakeshore and
Tecumseh**

PROCEDURAL ORDER NO. 1

October 11, 2019

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on August 9, 2019 under section 90(1) of the *Ontario Energy Board Act, 1998, (Act)* for approval to construct approximately 64 kilometres of natural gas pipeline and ancillary facilities in the Municipality of Chatham-Kent and the Towns of Lakeshore and Tecumseh. Enbridge Gas also applied to the OEB under section 97 of the Act for approval of the form of agreement it will offer to landowners to use their land for routing or construction of the proposed pipeline and ancillary facilities.

The OEB issued a Notice of Hearing on September 13, 2019. Each of Energy Probe Research Foundation (Energy Probe) and Federation of Rental-housing Providers of Ontario (FRPO) applied for intervenor status and cost eligibility.

No objection was received from Enbridge Gas.

Energy Probe and FRPO are approved as intervenors. Energy Probe and FRPO are eligible to apply for an award of costs under the OEB's *Practice Direction on Cost Awards*. In making its decision on cost awards, the OEB will consider whether cost eligible intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues and in keeping with the scope of the OEB's review. In order to avoid duplication, intervenors are also advised to coordinate their participation on common issues.

Being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

The list of parties in this proceeding is attached as Schedule A to this Procedural Order.

Interrogatories

At this time, provision is being made for written interrogatories. Parties should consult sections 26 and 27 of the OEB's *Rules of Practice and Procedure* regarding required naming and numbering conventions and other matters related to interrogatories.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. OEB staff and intervenors shall request any relevant information and documentation from Enbridge Gas that is in addition to the evidence already filed, by written interrogatories filed with the OEB and delivered to all parties by **October 21, 2019**.
2. Enbridge Gas shall file with the OEB complete written responses to all interrogatories and serve them on all parties by **November 1, 2019**.
3. OEB staff and intervenors shall file their written submissions, if any, with the OEB and serve them on all parties by **November 13, 2019**.
4. Enbridge Gas may file a written reply submission with the OEB and serve it on all parties by **November 26, 2019**.

All filings to the OEB must quote the file number, **EB-2019-0172**, be made in searchable/unrestricted PDF format electronically through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice/>. Two paper copies must also be filed at the OEB's address provided below. 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. Those who do not have internet access are required to submit all filings on a USB memory stick in PDF

format, along with two paper copies. Those who do not have computer access are required to file seven paper copies.

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, Judith Fernandes at Judith.Fernandes@oeb.ca and OEB Counsel, Michael Millar at Michael.Millar@oeb.ca.

ADDRESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4
Attention: Registrar

Email: boardsec@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, **October 11, 2019**

ONTARIO ENERGY BOARD

By delegation, before: Christine E. Long

Original signed by

Christine E. Long
Registrar and Board Secretary

SCHEDULE A
PROCEDURAL ORDER NO. 1
LIST OF APPLICANT AND INTERVENORS
ENBRIDGE GAS INC
EB-2019-0172
Dated: October 11, 2019

**Enbridge Gas Inc.
Windsor Pipeline Replacement Project
EB-2019-0172**

APPLICANT & LIST OF INTERVENORS

October 11, 2019

APPLICANT

Rep. and Address for Service

Enbridge Gas Inc.

Mark Kitchen

Director

Enbridge Gas Inc.

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APPLICANT COUNSEL

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**Enbridge Gas Inc.
Windsor Pipeline Replacement Project
EB-2019-0172**

APPLICANT & LIST OF INTERVENORS

October 11, 2019

INTERVENORS

Rep. and Address for Service

**Energy Probe Research
Foundation**

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

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