

EB-2019-0183

Enbridge Gas Inc.

**Application to construct a natural gas pipeline and
associated facilities in the Municipality of West Grey and the
Township of Chatsworth, both in the County of Grey
and
application for a new firm transportation service under Rate
M17 for gas distributors and to modify the applicability of
existing Rate M9 and Rate T3 rate schedules effective
December 1, 2019.**

PROCEDURAL ORDER NO. 2

December 12, 2019

On August 29, 2019 Enbridge Gas Inc. (Enbridge Gas) filed an application with the Ontario Energy Board (OEB) pursuant to section 36, 90(1) and 97 of the *Ontario Energy Board Act 1998, S.O. 1998, c.15 (Schedule B)* (OEB Act), for the following:

- Approval of a new M17 firm transportation service for gas distributors effective December 1, 2019, and to modify the applicability of the existing Rate M9 and Rate T3 rate schedules for existing gas distributors that receive a bundled delivery service (Rate M9) or a semi-bundled storage and transportation service (Rate T3).
- Leave to construct approximately 34 kilometres of 12 inch diameter natural gas transmission pipeline and associated facilities in the Municipality of West Grey and the Township of Chatsworth, both in the County of Grey (Owen Sound Reinforcement Project).
- Approval of the forms of easement agreements related to the construction of the proposed pipeline.

The OEB issued a Notice of Application and Hearing on October 1, 2019 (Notice).

On November 1, 2019 the OEB issued Procedural Order No. 1 setting the procedural schedule for written interrogatories. According to the schedule, OEB staff and intervenors were to file interrogatories by November 14, 2019. Enbridge Gas's responses to interrogatories were due by November 28, 2019. The interrogatory phase has now been completed. In Procedural Order No. 1, the OEB also adopted into the record of this proceeding, the evidence in the EB-2018-0244 proceeding and noted that cost claims for the intervenors for that proceeding would be considered in

the current proceeding.

No party expressed a preference between an oral or written hearing. However, ENGLP, IGUA and SEC stated that it would be premature to make a determination on the type of hearing until written discovery is completed and any settlement is reached.

On December 6, 2019 EPCOR Natural Gas Limited Partnership (ENGLP) filed a letter formally requesting that the OEB allow the ENGLP to file expert and company evidence (Letter). ENGLP stated that it can file the evidence by January 10, 2020 and indicated that the evidence would address the following¹:

- Regulatory impacts upon new gas distributors (and their future customers) arising from the introduction of the proposed new Rate M17 and the proposed modifications to Rate M9 and Rate T3.
- The extent to which the proposed Rate M17 service for new or existing gas distributors, including its terms and conditions, conform to established regulatory principles, practices and policies and Board precedents.
- The extent to which the proposed economic test and resulting contributions in aid of construction for system expansions pursuant to EBO 134, conform to established regulatory principles, practices and policies and precedents.

In the Letter, ENGLP also mentioned that it would be supportive if the OEB proceeded with its review of the leave to construct application in the absence of ENGLP evidence as it considered the evidence not relevant to the leave to construct.

The OEB grants ENGLP's request to file evidence as it is relevant and may assist the OEB and intervenors in their review of the proposals in Enbridge Gas's application. The OEB will proceed with its coordinated review of both the leave to construct and rates applications concurrently. The OEB will proceed by way of a written hearing.

It is necessary to make provision for the following matters related to this proceeding. The OEB may issue further procedural orders from time to time.

¹ Letter by ENLP to the OEB dated December 6, 2019, page 2

IT IS THEREFORE ORDERED THAT:

1. ENGLP shall file written evidence with the OEB and deliver it to all other parties by **January 10, 2020**.
2. Enbridge Gas, OEB staff and intervenors that require information and material from ENGLP that is in addition to ENGLP's evidence in this proceeding, shall request it by written interrogatories filed with the OEB and delivered to ENGLP, and all other parties by **January 24, 2020**.
3. ENGLP shall file with the OEB complete responses to all interrogatories and deliver them to all other parties by **February 7, 2020**.
4. Enbridge Gas shall file its Argument-in-Chief with the OEB and serve it on all other parties by **February 21, 2020**.
5. OEB staff and intervenors shall file any written submissions with the OEB and serve them on all other parties by **March 6, 2020**.
6. Enbridge Gas shall file any reply submissions with the OEB and serve them on all other parties by **March 20, 2020**.

All materials filed with the OEB must quote the file number, **EB-2019-0183**, be made in a searchable/unrestricted PDF format and sent 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 email 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 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, Zora Crnojacki at Zora.Crnojacki@oeb.ca and Board 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: Board Secretary

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

DATED at Toronto, December 12, 2019

ONTARIO ENERGY BOARD

Christine E. Long

Original Signed By

Christine E. Long
Registrar and Board Secretary