



Jonathan McGillivray
Associate

Bay Adelaide Centre
333 Bay Street, Suite 625
Toronto, ON M5H 2R2

TEL +1.647.208.2677
FAX +1.888.734.9459

jonathan@demarcoallan.com

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VIA RESS

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

Dear Ms. Long:

**Re: Enbridge Gas Inc. (Enbridge) – Voluntary Renewable Natural Gas (RNG) Program (the Program) Application
Board File No.: EB-2020-0066 (the Proceeding)**

We are counsel to Anwaatin Inc. (**Anwaatin**) in the Proceeding and in receipt of Procedural Order No. 1 denying Anwaatin intervenor status and cost eligibility (the **Decision**). The Decision is made on the ground Anwaatin does not have a substantial interest in the Proceeding because it is “not the appropriate venue to address issues related to energy poverty, access to reliable energy solutions for indigenous communities, or strengthening distributed energy resources in Indigenous communities.”¹ Anwaatin respectfully submits that it does in fact have a substantial interest in the Proceeding and should be granted intervenor status and cost eligibility. Anwaatin is furthermore the only prospective intervenor representing the unique interests of Indigenous communities in the Proceeding.

The Program was developed further to the Made-in-Ontario Environment Plan, which expressly includes objectives to improve access to clean and affordable energy in northern Ontario Indigenous communities, and will provide interested consumers with the opportunity to pay a fixed \$2 monthly charge that will enable Enbridge to purchase RNG at regular procurement intervals as part of its overall gas supply.

Anwaatin’s Indigenous membership for this Proceeding includes, as noted in its Notice of Intervention, Aroland First Nation (**Aroland**), Animbiigoo Zaagi’igan Anishinaabek Nation (**AZA**),

¹ EB-2020-0066, Procedural Order No. 1 (April 22, 2020), p. 2, available online at: <http://www.rds.oeb.ca/HPECMWebDrawer/Record/675186/File/document>.

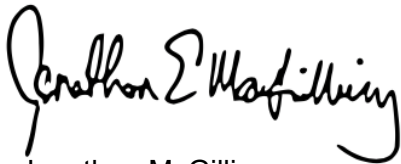
and Ginoogaming First Nation (**Ginoogaming**) (collectively, the **Anwaatin First Nations**).² AZA and Ginoogaming are customers of Enbridge and Aroland is a prospective customer of Enbridge. The Anwaatin First Nations and their members are consequently potential participants in the Program for which Enbridge seeks approval. In addition, the Anwaatin First Nations have signed Long-Term Relationship Agreements that include financial consideration in the Greenstone Gold Mines Inc. Hardrock gold mine project in the Municipality of Greenstone. That project will include (i) a 48.5-megawatt natural gas-fired power plant serviced by Enbridge and (ii) a potential liquified natural gas plant, also serviced by Enbridge, which will provide a source of fuel for mining and support equipment. The Anwaatin First Nations are moreover exploring opportunities to produce RNG from forestry waste and are, as natural gas consumers, very interested in opportunities to access specific RNG consumer offerings in their communities. They are also remote or near-remote Indigenous communities that experience distinct and unique impacts of the cost of energy, which may include the voluntary costs proposed as part of the Program. The Anwaatin First Nations are therefore directly and materially affected by, and have a substantial interest in, the Proceeding.

Anwaatin's Notice of Intervention furthermore does not propose that the Proceeding should be a review of natural gas supply planning, as suggested in the Decision. Anwaatin referred to the EB-2019-0137 natural gas supply planning proceeding in order to note its significant and long-standing interest in RNG. Anwaatin does not suggest that the current Proceeding is meant to be a review of gas supply planning.

Anwaatin moreover has a long-standing and well-developed interest in the opportunity of RNG to provide access to affordable, reliable, sustainable, and modern natural gas service in remote and near-remoted Indigenous communities. Anwaatin was granted intervenor status and cost eligibility in the Board's review of Enbridge's application seeking approval of the cost consequences of its proposed RNG Enabling Program (**EB-2017-0319**). Anwaatin participated actively and responsibly in EB-2017-0319 and submitted interrogatories, made submissions on the draft issues list, and filed final argument that was expressly taken up in the Board's decision.³

In light of the foregoing and section 7 of the *Ontario Energy Board, 1998*, Anwaatin respectfully requests that the Board reconsider the Decision and grant Anwaatin intervenor status and cost eligibility in the Proceeding.

Sincerely,



Jonathan McGillivray

- c. Brandon Ott, Enbridge Gas Inc.
David Stevens, Aird & Berlis LLP
Larry Sault, Anwaatin Inc.
Don Richardson

² EB-2020-0066, Anwaatin Inc. Notice of Intervention (April 20, 2020), para 3, available online at: <http://www.rds.oeb.ca/HPECMWebDrawer/Record/674881/File/document>.

³ EB-2017-0319, Decision and Order (October 18, 2018), pp. 23-25, available online at: <http://www.rds.oeb.ca/HPECMWebDrawer/Record/623591/File/document>.