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May 13, 2020

Delivered by Email, RESS & Courier

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

Dear Ms. Long:

**Re: Enbridge Gas Inc. Integrated Resource Planning Proposal
Notice of Intervention of the Association of Power Producers of Ontario
("APPrO")
Board File No. EB-2020-0091**

We are counsel to APPrO in the above-captioned matter. Please find attached APPrO's Notice of Intervention in this proceeding.

Should you have any questions or require further information in this regard, please do not hesitate to contact me.

Yours very truly,

BORDEN LADNER GERVAIS LLP

Per:

Original signed by Flora Ho

Flora Ho

cc: David Butters, APPrO
Adam Stiers, Enbridge Gas Inc.
Charles Keizer, Torys
Myriam Seers, Torys

**ENBRIDGE GAS INC. INTEGRATED RESOURCE
PLANNING PROPOSAL**

**NOTICE OF INTERVENTION OF THE
ASSOCIATION OF POWER PRODUCERS OF ONTARIO (“APPrO”)
MAY 13, 2020**

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INTRODUCTION:

1. On November 1, 2019, Enbridge Gas Inc. (“**Enbridge Gas**” or the “**Applicant**”) filed an application with the Ontario Energy Board (the “**Board**” or “**OEB**”) under section 90(1) of the *Ontario Energy Board Act, 1998*, as amended (the “**OEB Act**”) for an Order or Orders granting leave to construct approximately 10.2 kilometres of pipeline expansion in the City of Hamilton (EB-2019-0159) (the “**LTC Application**”).
2. As part of the LTC Application (Exhibit A, Tab 13), Enbridge Gas submitted an Integrated Resource Planning Proposal (“**IRP Proposal**”) and requested that the OEB make a determination on the IRP Proposal as it relates to the LTC and Enbridge Gas’ future projects by April 30, 2020. Alternatively, if the OEB could not make a determination by April 30, 2020, Enbridge Gas requested that the OEB segregate the IRP Proposal for application to future Enbridge Gas projects as a stand-alone application to ensure that Enbridge Gas’ in-service date for the project would not be compromised.
3. On January 30, 2020, the Board issued Procedural Order No. 1 in EB-2019-0159 and determined that Enbridge Gas’ IRP Proposal would be heard separately from the LTC Application as it raised issues of broad applicability. The Board assigned file number EB-2020-0091 for the separate IRP Proposal proceeding (“**IRP Proceeding**”).
4. APPrO hereby requests intervenor status in the IRP Proceeding.
5. APPrO is currently participating in the Applicant’s LTC Application (EB-2019-0159) and the Applicant’s 2020 Rate Application (EB-2019-0194). APPrO has also actively participated in the Applicant’s 2019 Rate Application (EB-2018-0305) and Enbridge Gas Distribution Inc. (“**EGDI**”) and Union Gas Limited’s (“**UGL**”) (i.e. the predecessor utilities of Enbridge Gas) application for amalgamation and rate-setting mechanism (EB-2017-0306 / EB-2017-0307) and in prior year rate adjustments for both EGDI (EB-2017-0086, EB-2016-0215, EB-2015-0114) and UGL (EB-2014-0271, EB-2015-0116).

INTEREST OF THE INTERVENOR:

6. APPrO is a non-profit organization representing more than 100 companies involved in the generation of electricity in Ontario, including generators and suppliers of services, equipment and consulting services. APPrO members produce power from natural gas, as well as hydro, gas, nuclear, wind, waste wood and other sources. APPrO's members have a direct and significant interest in this proceeding.
7. Among APPrO's members are gas-fired generators in both EGDI and UGL franchise areas. In the EGDI franchise area, generators took service primarily under Rate 125. All customers in the Rate 125 rate class are power generators and are not represented by any other consumer group. Within the UGL franchise area, gas-fired generators contract for distribution and transportation services under several rate classes, including Rate 100 and Rate 20 in Union North and Rate T2 and Rate M12 in Union South.
8. As mentioned in APPrO's Notice of Intervention in the LTC Application, the IRP Proposal filed by the Applicant does not contain much specific detail and it potentially has significant implications on APPrO and other parties. APPrO believes that the IRP Proposal needs to be discussed and understood prior to being approved, as the IRP Proposal may have a negative impact on gas-fired generators.
9. APPrO's interest in the IRP Proceeding is to represent the interests of generators, including in respect of the Applicant's IRP Proposal and the Applicant's proposed IRP process.
10. APPrO's interests are to ensure that that the IRP Proposal will not negatively affect generators and ratepayers and that the Applicant's IRP Proposal meets the Board's guidance on IRP.

SCOPE OF PARTICIPATION:

11. APPrO reserves the right to participate in all aspects of the proceeding. APPrO also reserves the right to present evidence as it may deem necessary.

APPrO's EXPERIENCE AS A FREQUENT INTERVENOR:

12. APPrO has a record of participating in Board proceedings as an intervenor. As required by Rule 22.03(b) of the Board's Rules of Practice and Procedure and Rule 3.03.1 of the Board's Practice Direction on Cost Awards, APPrO filed with the Board information on APPrO's mandate, objectives, membership, constituency, programs and activities and other relevant information within the previous 12 month period as part of EB-2019-0159, EB-2019-0194, and EB-2019-0082. This document has been updated and attached as Attachment 1 to this Notice of Intervention.

COSTS:

13. Pursuant to s. 3.06 of the Board's Practice Direction on Cost Awards, APPrO intends to seek an award of costs from the Applicant. In accordance with s. 3.03(a) of the Board's Practice Direction on Cost Awards, APPrO represents the direct interests of consumers in relation to the Applicant's regulated services. APPrO's members are among the largest consumers of the Applicant's services.
14. APPrO has a record of participating in Board proceedings in a responsible and efficient manner and the Board determined that APPrO was eligible for cost awards in other proceedings, including in both UGL and EGDI rates cases and several natural gas proceedings that had unique impacts on power generators (including, among others, NGEIR and storage allocation proceedings). APPrO believes it is appropriate for the Board to do so again in the context of this proceeding and in light of the potential impacts of the IRP Proposal on APPrO's members.

COUNSEL/REPRESENTATIVES

15. APPrO requests that the Board, the Applicant and all intervenors provide it and its counsel with copies of all written evidence and correspondence related to the proceeding, at the contact information below. APPrO asks that the Applicant deliver electronic copies of its Application and all other evidence to Borden Ladner Gervais LLP and APPrO.

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ALL OF WHICH IS RESPECTFULLY SUBMITTED THIS 13TH DAY OF MAY, 2020

BORDEN LADNER GERVAIS LLP

Per:

Original signed by Flora Ho

Flora Ho
Counsel to APPrO

Attachment 1

The Association of Power Producers of Ontario

Description

The Association of Power Producers of Ontario ("APPrO") is a non-profit trade and professional organization representing more than 100 companies involved in the generation of electricity in Ontario, including generators and suppliers of services, equipment and consulting services. APPrO is the largest organization of its type in Canada. APPrO was established in 1986 as the Independent Power Producers' Society of Ontario and changed its name to APPrO in 2003.

Mandate and objectives

APPrO's principal objective is the achievement of an economically and environmentally sustainable electricity sector in Ontario that supports the business interests of electricity generators. APPrO's role in the electricity sector is to raise awareness and understanding of its members' concerns with senior decision-makers in government, regulatory bodies and the public at large.

Membership and representative constituency

APPrO currently has about 100 corporate members, who collectively produce more than 95% of the electricity made in Ontario. APPrO's members produce electricity from a range of sources, including natural gas, hydroelectricity, cogeneration, windpower, solar energy, biomass, biogas, nuclear energy and other sources. The total value of assets owned or operated by APPrO members is estimated at more than C\$50 billion, and the total annual sales of electricity by APPrO members exceeds C\$7 billion per year (wholesale value).

Programs and activities

APPrO acts as an advocate for its members. It aims to have a voice on regulatory and policy issues which affect generators in Ontario, including electricity market rules, power procurement processes, the regulation of the natural gas market (both provincially and federally), climate change rules and compliance mechanisms, approval requirements, transmission development, distributed generation, and a number of other issues. APPrO is a leading advocate for public policies and regulatory treatments that it believes will facilitate the development of power generation in the province and assist in the development of a more open and competitive market for power.

APPrO also organizes industry conferences and produces a number of publications. APPrO's magazine, IPPSO FACTO, is an authoritative periodical on the electricity business and policy issues in Canada.

APPrO's authorized representative in OEB proceedings

APPrO's principal authorized representative in proceedings before the Ontario Energy Board (the "Board") is Borden Ladner Gervais LLP ("BLG"), represented by John A.D. Vellone and Flora Ho with support from other BLG associates. BLG will provide support to APPrO for this proceeding EB-2020-0091. BLG's representation of APPrO in proceedings before the Board is pursuant to written retainer agreements.

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