

**Enbridge Gas Inc.**

**Application for leave to construct natural gas pipelines  
and associated facilities in the City of Markham,  
Regional Municipality of York.**

**PROCEDURAL ORDER NO. 4  
July 30, 2020**

Enbridge Gas Inc. (Enbridge Gas) filed an updated application (Application) to the Ontario Energy Board (OEB) on March 31, 2020 under section 90 of the *Ontario Energy Board Act, 1998* (OEB Act), for an order granting leave to construct approximately 755 metres of natural gas pipeline, three stations and two network disconnects in the City of Markham that would allow it to inject a controlled quantity of hydrogen into an isolated portion of its natural gas distribution system (Project). Enbridge Gas also applied to the OEB under section 97 of the OEB Act for approval of the form of land-use agreements and under section 36 of the OEB Act for approval of a rate rider to compensate affected customers for costs associated with increased gas consumption.

Procedural Order No. 1 was issued on May 15, 2020. The Procedural Order approved the intervention requests of a number of parties, including Environmental Defence. The Procedural Order also set a schedule for parties to ask interrogatories on the Application and for Enbridge Gas to file responses to interrogatories that it received. In accordance with the Procedural Order, Enbridge Gas filed interrogatory responses on June 15, 2020.

Procedural Order No. 2 was issued on June 16, 2020 and made provision for the Technical Standards and Safety Authority (TSSA) to file evidence and for parties to ask the TSSA written interrogatories on the evidence. The deadline for the TSSA to file its evidence was set at June 30, 2020. The deadline for parties to ask interrogatories to the TSSA was set at July 14, 2020. The deadline for the TSSA to file its responses to interrogatories was set at July 28, 2020.

Procedural Order No. 3, issued on June 24, 2020, extended the deadline for the TSSA to file its evidence to July 10, 2020. The deadline for parties to ask interrogatories to the TSSA was set at July 24, 2020. The deadline for the TSSA to file its responses to

interrogatories was set at August 7, 2020. The TSSA filed its evidence and those parties that filed interrogatories did so in accordance with Procedural Order No. 3.

On July 26, 2020, Environmental Defence filed a supplementary interrogatory request to Enbridge Gas. The interrogatory is in respect of a recently released study related to the use of hydrogen as a fuel source for heat in buildings. On July 29, 2020, Enbridge Gas filed a letter stating that it does not object to these interrogatories being included as part of the record of this proceeding and would endeavor to answer these interrogatories during the month of August. Enbridge Gas further indicated that it did not have a copy of the study referenced therein and would not be able to answer the interrogatory by August 7, 2020 (i.e., the date by which the TSSA was to file its interrogatory responses). On July 30, 2020, Environmental Defence filed with the OEB a copy of the study referenced in its interrogatory.

On July 30, 2020, the TSSA filed a request to extend the due date by which it is required to file interrogatory responses from August 7, 2020 to August 14, 2020.

The OEB has considered the supplementary interrogatory request of Environmental Defence and accepts receipt of this additional interrogatory in the circumstances. The study in question was published in July 2020 and it would not have been possible to ask questions about this as part of the original round of interrogatories, which were due on May 27, 2020. Given that Enbridge Gas has indicated that it cannot file its response to the supplementary interrogatory by August 7, 2020, the OEB will set the deadline for replying to the interrogatory at August 28, 2020.

The OEB also approves the TSSA's extension request and will set the TSSA's new deadline for replying to interrogatories at August 14, 2020.

Given the nature of the subject matter, the OEB has decided to proceed by way of a written hearing. As part of this procedural order, the OEB is also setting the schedule for final submissions in the application.

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. The TSSA shall file with the OEB complete written responses to all interrogatories directed to it by **August 14, 2020**.

2. Enbridge Gas shall file with the OEB complete written responses to the supplemental interrogatory from Environmental Defence by **August 28, 2020**.
3. Enbridge Gas shall file with the OEB its Argument-in-Chief on this application and serve it on all parties by **August 28, 2020**.
4. Any written submissions from OEB staff and intervenors on this application shall be filed with the OEB and served on all parties by **September 14, 2020**.
5. Any written reply submissions from Enbridge Gas on this application shall be filed with the OEB and served all parties by **September 28, 2020**.

All materials filed with the OEB must quote the file number, **EB-2019-0294**, and be submitted in a searchable / unrestricted PDF format with a digital signature through the OEB's web portal at <https://pes.ontarioenergyboard.ca/eservice>. Filings must clearly state the sender's name, postal address, telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guidelines found at <http://www.oeb.ca/OEB/Industry>. If the web portal is not available, parties may email their documents to [boardsec@oeb.ca](mailto:boardsec@oeb.ca).

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, Ritchie Murray at [ritchie.murray@oeb.ca](mailto:ritchie.murray@oeb.ca) and OEB Counsel, Lawren Murray at [lawren.murray@oeb.ca](mailto:lawren.murray@oeb.ca).

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**DATED** at Toronto, **July 30, 2020**

**ONTARIO ENERGY BOARD**

*Original signed by*

Christine E. Long  
Registrar and Board Secretary