



Ontario  
Energy  
Board | Commission  
de l'énergie  
de l'Ontario

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# **DECISION AND ORDER ON COST AWARDS**

**EB-2020-0160**

**Enbridge Gas Inc.**

**Section 101 Application**

**BEFORE:**     **Michael Janigan**  
                 Presiding Commissioner

**Robert Dodds**  
Commissioner

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**December 17, 2020**

## INTRODUCTION AND SUMMARY

This is a decision of the Ontario Energy Board (OEB) on cost claims filed with respect to an Enbridge Gas Inc. (Enbridge Gas) proceeding.

Enbridge Gas applied to the OEB on June 12, 2020 under section 101 of the *Ontario Energy Board Act, 1998, (Act)* for authority to construct 29 km of natural gas pipeline and related facilities, along County Road 46, located in the Towns of Tecumseh and Lakeshore in the County of Essex. The proposed pipeline and facilities are part of the Windsor Pipeline Replacement Project that was approved by the OEB in its leave to construct Decision and Order<sup>1</sup>, dated April 1, 2020.

The OEB granted Energy Probe Research Foundation (Energy Probe), Environmental Defence, Federation of Rental-housing Providers of Ontario (FRPO) and Pollution Probe intervenor status and cost award eligibility.

On November 12, 2020, the OEB issued its Decision and Order on the application in which it set out the process for intervenors to file their cost claims, for Enbridge Gas to object to the claims and for intervenors to respond to any objections raised by Enbridge Gas.

Cost claims were filed on or before the due date from Energy Probe, Environmental Defence and Pollution Probe. FRPO was late in filing its cost claim. The OEB accepts FRPO's cost claim notwithstanding the late filing. On November 26, 2020, Enbridge Gas filed a letter stating that it had no objections to the cost claims received from Energy Probe, Environmental Defence, FRPO and Pollution Probe.

## Findings

The OEB has reviewed the claims filed to ensure that they are compliant with the OEB's *Practice Direction on Cost Awards*.

The OEB finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The OEB finds that the claims of Energy Probe, Environmental Defence, FRPO and Pollution Probe are reasonable and each of these claims shall be reimbursed by Enbridge Gas.

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<sup>1</sup> EB-2019-0172 Decision and Order

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**THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge Gas Inc. shall immediately pay the following amounts to the intervenors for their costs:

• Energy Probe Research Foundation	\$7,561.50
• Environmental Defence	\$4,407.00
• Federation of Rental-housing Providers of Ontario	\$10,814.10
• Pollution Probe	\$12,212.48

**DATED** at Toronto December 17, 2020

**ONTARIO ENERGY BOARD**

*Original signed by*

Christine E. Long  
Registrar