

Enbridge Gas Inc.

Integrated Resource Planning Proposal

DECISION ON CONFIDENTIALITY AND PROCEDURAL ORDER NO. 8

February 11, 2021

Enbridge Gas Inc. (Enbridge Gas) originally submitted an Integrated Resource Planning (IRP) Proposal to the OEB on November 1, 2019 as part of its Dawn-Parkway System Expansion Project Application (EB-2019-0159). On April 28, 2020, the OEB issued a Notice of Hearing, that initiated a review of Enbridge Gas' IRP Proposal as a separate proceeding (EB-2020-0091).

On December 2, 2020, the OEB issued Procedural Order No. 7 that, among other matters, made provision for a Presentation Day on February 19, 2021.

On February 2, 2021, Enbridge Gas filed written responses to interrogatories in which it requested confidential treatment of one interrogatory response, pursuant to the OEB's *Rules of Practice and Procedure* and the *Practice Direction on Confidential Filings*.

In this procedural order, the OEB is providing a decision on Enbridge Gas's request for confidential treatment, and additional direction regarding Presentation Day.

Decision on Confidentiality Request

Enbridge Gas filed a response to one interrogatory (Exhibit I.PP.4_Attachment 1) in both redacted and un-redacted formats.

Enbridge Gas indicated that personal information as well as hourly rates of consultants were redacted from this exhibit.

Enbridge Gas requested confidential treatment for the following reasons:

- Many of the redactions relate to the names and personal information of third-parties and in some instances Enbridge Gas staff. Enbridge Gas submitted that this information should not be disclosed in accordance with the *Freedom of Information and Protection of Privacy Act*;

- Enbridge Gas submitted that the unit rates proposed by the consultants in their proposals were commercially sensitive

In both cases, Enbridge Gas further submitted that the redacted information is not relevant for the purposes of this IRP Framework application.

Enbridge Gas requested that the un-redacted information in the evidence be maintained in confidence pursuant to the OEB's *Rules of Practice and Procedure* and the *Practice Direction on Confidential Filings*.

The OEB has reviewed Enbridge Gas's confidentiality request and is granting confidentiality for the proposed hourly rates table in the document based on the commercial sensitivity of the consultant's rates. However, the OEB notes personal information does not include the name, title, contact information or designation of an individual that identifies the individual in a business, professional or official capacity, as per section 2(3) of the *Freedom of Information and Protection of Privacy Act*. Nevertheless, the OEB is not persuaded that this information is relevant to the determination of the issues in this proceeding, and in the interest of efficiency, Enbridge Gas does not need to file a revised version of the redacted document.

Parties that wish to review the confidential information should sign a copy of the OEB's Declaration and Undertaking, and file it with the OEB.

Presentation Day

As indicated in Procedural Order No. 7, parties that have filed evidence are expected to present on the February 19, 2021 Presentation Day, beginning with the applicant, Enbridge Gas. Presentations from parties that have not filed evidence will be optional. Presentation Day is not intended to substitute for the full examination of evidence at the oral hearing.

Procedural Order No. 7 indicated that the OEB would set a time limit on presentations and did not intend to provide an opportunity for questions of presenters, other than from the OEB. The OEB has determined that it will set a time limit of 45 minutes for those parties who have filed evidence and 30 minutes for parties who have not filed evidence. This does not include any additional time that may be needed to address questions from the OEB.

As indicated in Procedural Order No. 7, presenting parties will have the opportunity to provide their perspective on how IRP should work for Enbridge Gas, having regard to the Issues List for this proceeding. This is not a forum to duplicate matters being

considered in other proceedings. For example, while the OEB is expected to decide on the relationship between the IRP framework and utility demand-side management (DSM) plans within this IRP proceeding, including the approach to geotargeted DSM used as an infrastructure alternative, there will be a separate proceeding regarding Enbridge Gas's post-2020 DSM plan, once filed, which will include a review of the proposed targets, budgets, programs, and performance metrics.

Parties that intend to present are requested to file presentations with the OEB by Thursday, February 18, 2021 at 9:00 am, to ensure that presentations can be made available to all parties. Parties should indicate how much time they expect will be needed for their presentation.

At this time, dates for the Presentation Day and hearing previously established in Procedural Order No. 7 remain unchanged. Further procedural orders will be issued by the OEB.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. Parties intending to present on Presentation Day shall file presentations with the OEB and serve them on all parties by **February 18, 2021 at 9:00 a.m.**

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, do not include personal information (as that phrase is defined in the *Freedom of Information and Protection of Privacy Act*), unless filed in accordance with rule 9A of the OEB's *Rules of Practice and Procedure*.

All materials filed with the OEB must quote the file number, **EB-2020-0091**, be submitted in a searchable/unrestricted PDF format with a digital signature through the OEB's web portal at <https://p-pes.ontarioenergyboard.ca/PivotalUX/>. 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 [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at www.oeb.ca/industry. We encourage the use of RESS; however, parties who have not yet [set up an account](#), may email their documents to registrar@oeb.ca.

All communications should be directed to the attention of the Registrar 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, Michael Parkes at Michael.Parkes@oeb.ca and OEB Counsel, Michael Millar at Michael.Millar@oeb.ca.

Email: registrar@oeb.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, **February 11, 2021**

ONTARIO ENERGY BOARD

Original signed by

Christine E. Long
Registrar