

**LAGASCO INC.
CLASSIFICATION OF PIPELINES IN HALDIMAND COUNTY
EB-2019-0166**

**OPI INTERROGATORIES TO
THE MUNICIPAL PROPERTY ASSESSMENT CORPORATION**

Interrogatory No. 1:

To provide a copy of MPAC's complete file (inclusive of electronic and paper contents) in relation to the pipe line assets referenced in the affidavits of Mr. Ford and Mr. McIntosh, including but not limited to all records of designation by the pipe line owner for these assessed assets.

MPAC Response 1:

It is MPAC's position that this is not a proper interrogatory, as it does not conform to the OEB's *Rules of Practice and Procedure*, Rule 26.02. In particular:

1. It does not contain a specific reference to the evidence, as required by 26.02(b);
2. It does not contain specific requests for clarification of a party's evidence, documents or other information, as required by 26.02(d); and
3. It was not filed and served by the date set by the OEB ("by February 4, 2021") in Procedural Order No. 7, as required by 26.02(f).

Furthermore, this request is overly broad, and is not relevant or proportional to the issue to be determined in this proceeding, which is limited to whether the natural gas pipe lines owned by Lagasco in Haldimand County are "pipe lines" within the meaning of s. 25(3) of the *Assessment Act*.

Interrogatory No. 2:

To provide all records of any and all ***annual*** designations by the pipe line owner of the assessed assets referenced in the affidavits of Mr. Ford and Mr. McIntosh.

MPAC Response 2:

See the Ford Affidavit sworn July 29, 2020 and the Supplementary Ford Affidavit sworn January 26, 2021.

Interrogatory No. 3:

To provide a copy of MPAC's record retention and destruction policy for such records.

MPAC Response 3:

MPAC Response 3d) to the OEB Staff Interrogatories, submitted September 17, 2020:

“In the course of doing business, MPAC creates and receives extensive amounts of records. As can be seen in Exhibit A to Mr. Ford’s Affidavit, the majority of the Pipe Lines were installed between 1957 and 2000, therefore the initial reporting to MPAC of these Pipe Lines was over 20 years ago. Record Retention policies have varied over the course of the last 60 years. As a general practice, MPAC retains this class of records on a current plus 3 years basis at this time.”