

April 22, 2021

VIA RESS

Ms. Christine E. Long
Registrar
ONTARIO ENERGY BOARD
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Ian A. Mondrow
Direct 416-369-4670
ian.mondrow@gowlingwlg.com

Assistant: Cathy Galler
Direct: 416-369-4570
cathy.galler@gowlingwlg.com

Dear Ms. Long:

Re: EB-2020-0293 – Enbridge Gas Inc. (EGI) St. Laurent Ottawa North Replacement Project Application.

Industrial Gas Users Association (IGUA) Request for Intervention.

We write as legal counsel to IGUA to request that IGUA be granted intervenor status in the captioned proceeding.

While this request is made following the April 13, 2021 date specified in the OEB's published notice for this application, we note that no further procedural steps have been taken in the matter and thus trust that no party will be prejudiced by the granting of IGUA's intervention request.

Description of IGUA

IGUA is an association of industrial companies located in the Canadian provinces of Ontario and Québec, who use natural gas in their industrial operations. IGUA was first organized in 1973 and it provides a coordinated and effective public policy and regulatory voice for those industrial firms depending on natural gas as a fuel or feedstock. IGUA has become the recognized voice representing the industrial user of natural gas before regulatory boards and governments at both the provincial and national levels.

The Association's activities are guided by a 15 member Board of Directors, constituted to assure that each industrial sector and geographic region is represented. The Board of Directors has regularly scheduled meetings at least six times each year. A full time President and other staff are based in a permanent office in Ottawa.

Through regulatory intervention, government advocacy, marketing, promotion, partnerships, education and outreach, IGUA successfully represents industrial gas users. Our mission is to be the

voice of our members within the natural gas industry through intervention, advocacy, and partnerships.

Nature and Scope of IGUA's Intended Participation

Our preliminary review with IGUA of the scope of the proposed project indicates that there are no IGUA members served directly from the facilities to be constructed. However, as EGI has not provided any information in its filing regarding the rate impacts of the proposed project we cannot determine the extent of financial impact on IGUA's members at this point. This is one area that IGUA would like a better understanding of.

We have also reviewed the intervention requests herein filed by other parties, and have discussed with IGUA the issues therein raised regarding the interplay of leave to construct (LTD) applications such as the current application, on the one hand, and applications for approval of recovery of the costs of approved projects, on the other hand. Acknowledging that this proceeding will not determine cost recovery or related rate impacts, IGUA intends to seek more complete information on the anticipated rate impacts of the proposed project on its members.

Other issues raised by the intervention requests filed herein and of interest to IGUA include;

1. The extent to which integrity projects such as the one proposed should be subject to considerations of deferral or avoidance through pursuit of alternatives, including geo-targeted energy efficiency; and
2. The appropriate characterization of the filed for approvals as relating to a single project or a collection of projects (and thus the appropriate approach for ICM consideration of the proposed project(s)).

We further note that in its filing EGI has not included information on general overheads that would be capitalized to the proposed project, which indicates to us that the forecast cost of the project to impacted ratepayers is incomplete and likely understated. IGUA will seek a better understanding of this issue.

Following further discovery on these issues through the interrogatory process IGUA will be in a better position to determine the extent of its engagement in the ensuing phases of the process.

Written or Oral Hearing

We note that the proposed project is a relatively costly one (well in excess of \$100 million), and given the issues raised by the intervention requests filed to date suggest that it would be premature, pending completion of interrogatories, for the Board to determine whether an oral hearing on all or some of the issues raised by the application would be appropriate.

Intention to Seek an Award of Costs

IGUA also hereby requests that it be determined eligible for recovery of its reasonably incurred costs of its interventions in these Applications.

As a party primarily representing the direct interests of industrial consumers (i.e. ratepayers) in relation to regulated services, IGUA has in the past been determined to be eligible for cost awards pursuant to section 3.03(a) of the Board's *Practice Direction on Cost Awards*.

Request for Written Evidence and Contact Information

IGUA requests that copies of written evidence and all circulated correspondence related to these matters be directed to it as follows:

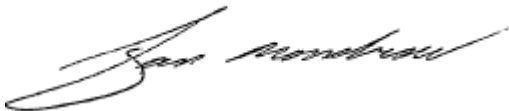
Ian Mondrow, Partner
GOWLING WLG (CANADA) LLP
Suite 1600, 1 First Canadian Place
100 King Street West
Toronto, Ontario
M5X 1G5

Phone: 416-369-4670
Fax: 416-862-7661
E-Mail: ian.mondrow@gowlingwlg.com

Dr. Shahrzad Rahbar
President
INDUSTRIAL GAS USERS ASSOCIATION
260 Centrum Boulevard, Suite 202
Orleans, Ontario
K1E 3P4

Office: 613-236-8021
Mobile: 613-983-2927
E-Mail: srahbar@igua.ca

Yours truly,



Ian A. Mondrow

c: S. Rahbar (IGUA)
M. Kitchen (EGI)
G. Pannu (EGI)
Z. Crnojacki (OEB Staff)

ACTIVE_CA\ 45014346\1