



November 5, 2021

VIA RESS

Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4
Attention: Registrar

Dear Ms. Long,

**Re: Enbridge Gas Inc. (EGI)
2022 Federal Carbon Pricing Program Application
OEB File No. EB-2021-0209**

We are counsel to Anwaatin Inc. (**Anwaatin**). Please find enclosed Anwaatin's Notice of Intervention requesting intervenor status and cost eligibility in the above-noted proceeding.

Sincerely,

A handwritten signature in black ink, appearing to read "Jonathan McGillivray".

Jonathan McGillivray

c. Richard Wathy, EGI
Tania Persad, EGI
Tyson Dyck, Torys LLP
Larry Sault, Anwaatin
Don Richardson

Encl.

ONTARIO ENERGY BOARD

IN THE MATTER OF the *Ontario Energy Board Act, 1998*,
S.O. 1998, c. 15, Sched. B, as amended (the **Act**);

AND IN THE MATTER OF an application by Enbridge Gas
Inc., for an order or orders for gas distribution rate changes
related to compliance obligations under the Greenhouse
Gas Pollution Pricing Act, S.C. 2018, c. 12, s. 186;

EB-2021-0209

NOTICE OF INTERVENTION

ANWAATIN INC.

November 5, 2021

A. Application for Intervenor Status

1. Anwaatin Inc. (**Anwaatin**) hereby requests intervenor status in the matter of the application (the **Application**) of Enbridge Gas Inc. (the **Applicant** or **EGI**) to the Ontario Energy Board (the **OEB** or the **Board**) for approval to increase its rates effective April 1, 2022, to recover the costs associated with meeting its obligations under the federal government's *Greenhouse Gas Pollution Pricing Act* (**GGPPA**). This notice of intervention is filed pursuant to Rule 22 of the Board's *Rules of Practice and Procedure*.

B. Anwaatin and its Interest in the Proceeding

Anwaatin Inc.

2. Anwaatin is an Indigenous business corporation that works with Indigenous communities in linked energy markets that include Ontario, Quebec, California and Manitoba. Anwaatin's mission is to ensure that Indigenous communities are afforded reliable and affordable energy and have a central role in energy-related climate change action. Anwaatin's interests are focused on ensuring that Indigenous communities and businesses (i) have access to efficient electricity and natural gas energy solutions for Indigenous communities; (ii) are provided with reliable energy transmission and distribution in order to meet basic needs and facilitate economic development; (iii) address poor electricity reliability and the disparate and adverse impacts that it has on Indigenous communities and Aboriginal rights; and (iv) strengthen distributed energy resources in Indigenous communities to facilitate their resilience, reconciliation, and efficient electrification solutions to address climate change.
3. Anwaatin's Indigenous membership for this proceeding presently includes Aroland First Nation (**Aroland**), Animbiigoo Zaagi'igan Anishinaabek Nation (**AZA**), and Ginoogaming First Nation (**Ginoogaming**) (collectively, the **Anwaatin First Nations**). Additional Indigenous communities may be confirmed as members of Anwaatin for this proceeding. The Anwaatin First Nations each have traditional territory, and associated rights and interests protected by the *Constitution Act, 1982*, that may be impacted by the outcomes of this proceeding. The Anwaatin First Nations also have a long history of involvement in EGI proceedings and continue to work with EGI to facilitate Anwaatin's unique interest that have historically been unrepresented.

Anwaatin's interest in the Proceeding

4. Anwaatin's interest in how the Application affects the interests of "Indigenous communities and Metis organizations served by Enbridge" and the Applicant's Indigenous customers. Anwaatin's participation would bring to bear a strong Indigenous perspective and include experience and input on issues including the potential impacts on Indigenous rights and aboriginal title including economic rights, which may be adversely affected by the Application.
5. Anwaatin hopes to provide the Board with the unique perspective of the disproportionate number of Indigenous communities currently living in energy poverty in Ontario. Anwaatin intends to make submissions, *inter alia*, on the Applicant's evidence in respect of: the Applicant's Federal Carbon Pricing Program (**FCPP**) charges related to actual and forecast company use volumes and costs [Exhibit A, Tab 2, Schedule 1, Section 2.1]; the management of facility-related emissions and costs [Exhibit A, Tab 2, Schedule 1, Section 2.3]; Enbridge Inc.'s "Carbon and Energy Efficiency Plan" and the Applicant's "Facility GHG Emissions Reduction project" [Exhibit A, Tab 2, Schedule 1, Section 2.3]; and the administrative costs and bill impacts associated with these programs and the FCPP [Exhibit D].
6. Anwaatin has been active in representing various Indigenous interests before the Board in a number of electricity and natural gas proceedings, including the Applicant's prior FCPP applications (EB-2019-0247 and EB-2020-0212); the Town of Marathon's North Shore project (EB-2018-0329); the Applicant's Chatham-Kent (EB-2018-0188) and Georgian Sands (EB-2018-0226) leave to construct proceedings; the Southern Bruce franchise proceeding (EB-2016-0137 / EB-2016-0138 / EB-2016-0139); EPCOR Natural Gas Limited Partnership's Southern Bruce leave to construct (EB-2018-0263) and rates (EB-2018-0264) proceedings; Hydro One's applications for approval to increase electricity transmission rates (EB-2016-0160 and EB-2019-0082); Hydro One's application to increase 2018-2022 electricity distribution rates (EB-2017-0049); Hydro One's application for approval of a Revenue Cap Index adjustment for its 2019 revenue requirement (EB-2018-0130); and the East-West Tie Line / Lake Superior Link combined proceeding (EB-2017-0182 / EB-2017-0194 / EB-2017-0364).

C. Nature and Scope of Anwaatin's Intended Participation

7. Anwaatin intends to be an active participant in this proceeding and will act responsibly to coordinate with other intervenors, where common issues may arise and may be addressed. Anwaatin intends to participate to request information, participate in any requisite motions, test evidence through the stipulated processes, submit written interrogatories, if applicable, and provide submissions. Subject to the development of the record in this matter, Anwaatin may also submit evidence.

D. Costs

8. Anwaatin hereby requests cost eligibility in this proceeding. Anwaatin is, in accordance with s. 3.03(b) of the Board's Practice Direction on Cost Awards, eligible to seek an award of costs as Anwaatin is a party that primarily represents an interest or policy perspective that is relevant to the Board's mandate and to the proceeding.
9. Anwaatin represents the interests of a unique and otherwise unrepresented set of Indigenous energy consumers in Ontario and is committed to ensuring that they are served through access to an affordable, reliable, sustainable, and modern natural gas service. Anwaatin requests an award of costs in this proceeding on the basis that its comments and participation serve a direct interest and policy perspective that is relevant to the Board's mandate and pressing for Ontario's energy consumers. The Board has granted Anwaatin cost eligibility in several Board proceedings, including each and all of those referred to above in paragraph 6.
10. Anwaatin therefore submits that it is appropriate for the Board to award Anwaatin costs in the context of this proceeding, and hereby requests cost eligibility.

E. Anwaatin's Representatives

11. Anwaatin hereby requests that further communications with respect to this proceeding be sent to the following:

Anwaatin Inc.

c/o Mississaugas of the New Credit First Nation
3034 Mississauga Road, RR#6
Hagersville, Ontario N0A 1H0

Attention: Larry Sault, CEO
Telephone: 416-675-3226 x 311
Facsimile: 226-314-1200

Email: larry@anwaatin.com

AND TO ITS CONSULTANT

Don Richardson

4606 Concession 11
Puslinch, ON N0H 2J0

Attention: Don Richardson
Telephone: 226-820-5086
Email: drichardson.gll@gmail.com

AND TO ITS COUNSEL

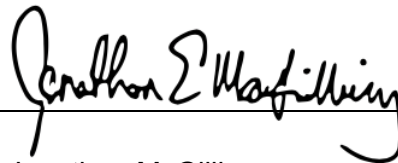
Resilient LLP

Bay Adelaide Centre
333 Bay Street, Suite 625
Toronto, ON M5H 2R2

Attention: Elisabeth DeMarco
Telephone: (647) 991-1190
Facsimile: 1-888-734-9459
Email: lisa@resilientllp.com

Attention: Jonathan McGillivray
Tel: (647) 208-2677
Facsimile: 1-888-734-9459
Email: jonathan@resilientllp.com

ALL OF WHICH IS RESPECTFULLY
SUBMITTED THIS 5th day of November, 2021



Jonathan McGillivray
Resilient LLP
Counsel for Anwaatin