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Enbridge Gas Inc.
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February 11, 2022

VIA EMAIL and RESS

Nancy Marconi
Acting Registrar
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Nancy Marconi:

**Re: Enbridge Gas Inc. ("Enbridge Gas" or the "Company")
Ontario Energy Board ("OEB") File: EB-2021-0078
2022 Storage Enhancement Project**

Enbridge Gas is aware of the February 9, 2022 intervention request for the above noted proceeding by Chippewa of Kettle and Stoney Point First Nation with Southwind Development Corporation ("CKSPFN"). Enbridge Gas fully supports the rights of Indigenous communities to participate in the Company's leave to construct applications as intervenors in accordance with the OEB's Rules of Practice and Procedure. As outlined in the evidence in this proceeding, Enbridge Gas has and will continue to engage in ongoing dialogue concerning the Project with potentially impacted Indigenous groups, including CKSPFN. This engagement will extend beyond the OEB proceeding and throughout the proposed Project activities.¹ The Indigenous Consultation Report ("ICR") details engagement activities associated with the Project between CKSPFN and Enbridge Gas beginning in the summer of 2021.²

Enbridge Gas has concerns with this very late request by CKSPFN to intervene in the proceeding. The OEB's deadline for intervention requests in this proceeding was on December 6, 2021. CKSPFN's intervention request was made only two days prior to the date in which Enbridge Gas is to file its final Reply Submission, as established by Procedural Order No. 1 issued by the OEB on December 13, 2021. CKSPFN indicates in their intervention request that they "do not anticipate that granting Intervenor status to CKSPFN with Southwind will cause any significant delays in the proceeding." CKSPFN goes on to request an opportunity to file a submission, which by its very nature at this stage in the proceeding will extend it. Enbridge Gas has requested the OEB's approval of this application by March 24, 2022 in order to meet proposed construction timelines.³ Enbridge Gas's primary concern is that an extension of the procedural schedule to allow for this additional submission may place this timeline in jeopardy.

¹ Exhibit H, Tab 1, Schedule 1

² Exhibit I.STAFF.10 Attachment 1, p. 2-3

³ Exhibit A, Tab 2, Schedule 1, p. 4

Enbridge Gas is also concerned with a potential precedent that may be set by allowing an intervention request this late in a proceeding. It is important to Enbridge Gas, the OEB, ratepayers, and the general public that the OEB's established procedural timelines are respected and adhered to. These timelines provide for the regulatory efficiency required to conduct business in Ontario.

CKSPFN states that their intervenor request is late because the project has only recently come to their attention. However, Enbridge Gas would like to clarify that since the summer of 2021, as set out in the ICR, representatives from Enbridge Gas have been having discussions with representatives from CKSPFN about the Project and the OEB process, including the deadline to intervene. To date, CKSPFN has not communicated any Project-specific concerns to Enbridge Gas. Should any Project-specific concerns be raised through continued engagement on the Project, Enbridge Gas will work with CKSPFN to avoid or mitigate those concerns.

Respectfully, Enbridge Gas submits that the OEB should consider the above noted concerns and Enbridge Gas's commitment to continue to engage with CKSPFN when assessing CKSPFN's late intervention request in this proceeding.

Notwithstanding the above, in the event the OEB decides to approve CKSPFN's intervention request and provides for a submission from CKSPFN, the Company requests that the OEB afford Enbridge Gas the opportunity to submit a reply.

If you have any questions, please contact the undersigned.

Sincerely,

Dave Janisse
Technical Manager, Leave to Construct Applications

cc: T. Persad (Enbridge Gas Counsel)
J. Fernandes (OEB Staff)
Intervenors (EB-2021-0078)
D. Richardson (Technical Advisor for CKSPFN/Southwind)
P. Lee (Southwind Development Corporation)