



**Enbridge Gas Inc.**

**Application for leave to construct natural gas pipeline  
and ancillary facilities in the Township of Dawn-  
Euphemia and St. Clair Township.**

**PROCEDURAL ORDER NO. 1  
May 24, 2022**

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on March 21, 2022, under sections 90 and 97 of the *Ontario Energy Board Act, 1998*, S.O. 1998, c. 15, (Schedule B), for an order granting leave to construct approximately 20 kilometres of natural gas pipeline from its Dawn Operations Centre in the Township of Dawn-Euphemia to its Corunna Compressor Station in St. Clair Township. The project also includes station work at the Dawn Operations Centre and the Corunna Compressor Station, required to tie-in the new pipeline. Enbridge Gas has also applied to the OEB for approval of the form of land-use agreements it offers to landowners for the routing and construction of the project.

A Notice of Hearing was issued on April 12, 2022. The following parties applied for intervenors status:

- Canadian Association of Energy and Pipeline Landowner Associations and its subcommittee, the Dawn Corunna Landowner Committee (CAEPLA-DCLC)
- Canadian Manufacturers & Exporters (CME)
- Chippewas of Kettle and Stony Point First Nation and Southwind Corporate Development Inc. (CKSPFN)
- Energy Probe Research Foundation (Energy Probe)
- Environmental Defence
- Federation of Rental-housing Providers of Ontario (FRPO)
- Ontario Federation of Agriculture (OFA)
- Pollution Probe
- School Energy Coalition (SEC)
- TransCanada PipeLines Limited (TCPL)

CAEPLA-DCLC, CME, CKSPFN, Energy Probe, Environmental Defence, FRPO, Pollution Probe, and SEC also applied for cost eligibility.

Enbridge Gas filed a letter dated May 17, 2022, noting that it did not have any objections to the intervention requests.

CAEPLA-DCLC, CME, CKSPFN, Energy Probe, Environmental Defence, FRPO, OFA, Pollution Probe, SEC and TCPL are approved as intervenors. CAEPLA-DCLC, CME, CKSPFN, Energy Probe, Environmental Defence, FRPO, Pollution Probe, and SEC are eligible to apply for an award of costs under the OEB's [Practice Direction on Cost Awards](#). The list of parties in this proceeding is attached as Schedule A to this Procedural Order.

Parties should not engage in detailed exploration of items that do not appear to be material. In making its decision on cost awards, the OEB will consider whether intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues.

Cost eligible intervenors should be aware that the OEB will not generally allow the recovery of costs for the attendance of more than one representative of any party unless a compelling reason is provided when cost claims are filed.

### **Request for Confidentiality**

Enbridge Gas has requested confidential treatment for personal information in the Environmental Report (Exhibit F-1-1 Attachment 1) and in the Landowner List (G-1-1 Attachment 2). The OEB will review this request in accordance with the process set out in Part 10 of the OEB's [Practice Direction on Confidential Filings](#). Per section 10.1.2 of the Practice Direction, OEB staff will review the information and further steps if any, will be determined by the OEB.

Enbridge Gas has also requested confidential treatment for certain information in the Indigenous Consultation Log and related attachments (H-1-1 Attachment 6), on the grounds that the information is commercially sensitive, and its disclosure could prejudice the competitive position of Enbridge Gas in its negotiations with Indigenous groups. The OEB will review the redacted information and determine next steps.

### **Interrogatories**

At this time, provision is being made for written interrogatories. In preparing their interrogatories, parties should refer to the OEB's [standard Issues List](#) for natural gas leave to construct applications. Parties should consult sections 26 and 27 of the OEB's [Rules of Practice and Procedure](#) regarding required naming and numbering conventions and other matters related to interrogatories.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

**THE ONTARIO ENERGY BOARD ORDERS THAT:**

1. OEB staff and intervenors shall request any relevant information and documentation from Enbridge Gas that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by, **June 10, 2022**.
2. Enbridge Gas shall file with the OEB complete written responses to all interrogatories and serve them on intervenors by, **June 24, 2022**.

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](#).

Please quote file number, **EB-2022-0086** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [File documents online page](#) on the OEB's website.
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact [registrar@oeb.ca](mailto:registrar@oeb.ca) for assistance.
- Cost claims are filed through the OEB's online filing portal. Please visit the [File documents online page](#) of the OEB's website for more information. All participants shall download a copy of their submitted cost claim and serve it on all required parties as per the [Practice Direction on Cost Awards](#).

All communications should be directed to the attention of the Registrar and be received by end of business, 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, Ritchie Murray at [ritchie.murray@oeb.ca](mailto:ritchie.murray@oeb.ca) and OEB Counsel, Michael Millar at [michael.millar@oeb.ca](mailto:michael.millar@oeb.ca).

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Tel: 1-877-632-2727 (Toll free)

**DATED** at Toronto, **May 24, 2022**

**ONTARIO ENERGY BOARD**

**By delegation, before: Nancy Marconi**

Nancy Marconi  
Registrar

**SCHEDULE A**  
**PROCEDURAL ORDER NO. 1**  
**ENBRIDGE GAS INC.**  
**EB-2022-0086**  
**APPLICANT & LIST OF INTERVENORS**

Enbridge Gas Inc.  
EB-2022-0086

**APPLICANT & LIST OF INTERVENORS**

May 24, 2022

**APPLICANT**

**Rep. and Address for Service**

**Enbridge Gas Inc.**

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**Enbridge Gas Inc.  
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**APPLICANT & LIST OF INTERVENORS**

**May 24, 2022**

**INTERVENORS**

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Landowner Associations**

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**APPLICANT & LIST OF INTERVENORS**

May 24, 2022

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**May 24, 2022**

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Stony Point First Nation**

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**Chippewas of Kettle and  
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**May 24, 2022**

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