

June 1, 2022

VIA RESS

Ms. Nancy Marconi
Registrar
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Dear Ms. Marconi:

Re: EB-2022-0086 – Enbridge Gas Inc. (EGI) Application for Leave to Construct Natural Gas Pipeline and Ancillary Facilities in the Township of Dawn-Euphemia and St. Clair Township (Dawn to Corunna Replacement Project).

Industrial Gas Users Association (IGUA) Request for Late Intervention.

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

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 of IGUA's Interest and Reason for Late Intervention

As far as I am aware, we (in this context, Gowling WLG and IGUA) were not included on the distribution by EGI of the Notice of Application or filing in this matter. We were notified of that filing and associated notice by counsel for another intervenor, along with three other regular EGI intervenors who also, as we understand it, did not receive the initial notice and materials from EGI. We do acknowledge that notice of this matter was publicly published in the normal course, and we also acknowledge that IGUA was made aware some time ago by EGI that an application of this nature would be advanced during 2022, in the context of EGI's ongoing stakeholder engagement activities. However, I was not aware that the application had in fact been filed with the OEB and notice issued until it was brought to our attention, as noted above, on May 10th.

At an IGUA Board of Directors meeting the following week (on May 19th) we were instructed to further investigate this matter, in particular in respect of concerns regarding reliability of the EGI system in the Sarnia industrial complex area. We have subsequently reviewed portions of the application, and have noted the reliability concerns driving the proposed project. The precise nexus of the subject facilities to gas delivery service in the Sarnia industrial complex area is not yet clear to us based on the materials which we have reviewed to date. However, we have reviewed enough of the material to confirm that, at a minimum, on behalf of IGUA we do have some questions in that respect. Subject to the answers to those questions we believe that IGUA will likely have a continuing interest in the extent of the reliability risk posed by the assets in question and the veracity and appropriateness of the solution thereto now advanced by EGI.

Accordingly, we are writing to request late intervention in this matter.

Intended Participation

We are instructed to complete our review of the prefiled materials, and as appropriate submit limited interrogatories, all towards securing an understanding of the reliability issues advanced by EGI and the impact, and appropriateness, of the proposed project in that respect.

We have reviewed P.O. No. 1 issued in this matter on May 24th, and have noted that interrogatories are due by June 10th. We anticipate being able to abide by this deadline. Beyond interventions the specification of an interrogatory process is the only procedural step taken in this process to date. There should be no negative impact on the process or prejudice to any party resulting from granting late intervention to IGUA.

Subject to our review of the balance of the material filed and to completion of the interrogatory process, we anticipate IGUA's continuing engagement herein in accord with the interest as outlined above.

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:

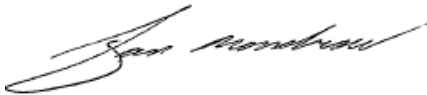
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Yours truly,



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