

May 11, 2023

VIA RESS

Ms. Nancy Marconi
Registrar
ONTARIO ENERGY BOARD
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Dear Ms. Marconi:

Re: EB-2022-0200 – Enbridge Gas Inc. (EGI) Application for 2024 Cost of Service Rates.

Evidence Sponsored by Industrial Gas Users Association (IGUA): Exhibit M8.

With this letter we are filing the third of three pieces of IGUA sponsored evidence for the captioned proceeding;

Exhibit M8: The evidence of Dr. Asa Hopkins of Synapse Energy Economics, Inc. (Synapse) addressing the topic of business risk in respect of capital structure (primarily issue 3)b), but also issues 20) and 21)).

A CV and Form A for Dr. Hopkins are included as attachments to his evidence.

Request for Confidential Treatment of Accompanying Model

Along with the filing of Dr. Hopkins' evidence, we are filing with the Board a live excel version of the model that informs, and is described in, that evidence, with a request that the model be afforded confidential treatment in accord with the OEB's *Practice Direction on Confidential Filing* (Practice Direction). The excel file for which confidential treatment is requested is an "*underlying model of a consultant retained by a party*", and is thus of a category of information that will presumptively be considered confidential by the OEB in accord with section 4 and Appendix B of the Practice Direction.

The nature of the model and its use by Dr. Hopkins in development of his evidence and opinions herein is all fully described in the evidence itself¹ and is not confidential, nor is the information contained in the model. However, the model itself as structured is proprietary.

With Synapse's permission, in order to assist the OEB and interested parties to fully understand and evaluate that portion of Dr. Hopkins' evidence that relies on the modelling performed, IGUA is filing the live model with the OEB with a request that it be afforded confidential treatment by the OEB in

¹ See Exhibit M8, pages 42-49 and Attachment 4.

accord with the Practice Direction, such that access to, and any use of, the model by third parties would be limited to access and use in support of such parties' representative's participation in this OEB proceeding. To that end, IGUA will provide a live version of the model to any party representatives in this proceeding who so request and who agree to accept access thereto on the basis, and in accord with the terms, of the Practice Direction, including execution and filing of the prescribed form of *Declaration and Undertaking* as to confidential treatment of the material so provided.

As specified in the Practice Direction, a password protected copy of the model has been filed through the Board's RESS.

Yours truly,



Ian A. Mondrow

c: S. Rahbar (IGUA)
V. Innis (EGI)
D. Stevens (Aird & Berlis LLP)
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Intervenors of Record