



EPCOR Natural Gas Limited Partnership

Motion to review and vary EB-2022-0184 Decision and Order (Phase 2) relating to Customer Volume Variance Account, and a request for stay of the implementation of certain aspects of the Decision

PROCEDURAL ORDER NO. 3 June 22, 2023

EPCOR Natural Gas Limited Partnership (EPCOR) filed an incentive rate-setting mechanism application with the Ontario Energy Board (OEB) on July 18, 2022, under section 36 (1) of the Ontario Energy Board Act, 1998 seeking approval for changes to its natural gas distribution rates to be effective January 1, 2023, for its South Bruce service area (Application).¹

The OEB issued a Phase 2 Decision and Order (Decision) on April 6, 2023, on the Customer Volume Variance Account requested in the Application. On May 10, 2023, EPCOR filed a notice of motion to review and vary the Decision (Motion).

On June 9, 2023, the OEB issued Procedural Order No. 2 granting EPCOR's requested two-week extension to file its argument-in-chief and updated the procedural timelines including submissions by OEB staff and intervenors to July 20, 2023.

On June 19, 2023, the Vulnerable Energy Consumers Coalition (VECC) filed a letter requesting that submissions by OEB staff and intervenors be extended to **July 27, 2023**. The OEB grants the requested extension.

The OEB expects OEB staff and intervenor submissions to be filed with the OEB no later than **July 27, 2023**. Accordingly, the dates provided in Procedural Order No. 2 have been amended below. EPCOR's argument-in-chief filing date will remain unchanged and due on **July 6, 2023**.

The OEB will also update its tentatively scheduled virtual hearing to allow the OEB to ask any questions it may have to **August 24, 2023**. The OEB will formally schedule this event in a future procedural order, if needed.

¹ EB-2022-0184

IT IS THEREFORE ORDERED THAT:

1. Any written submission by intervenors and OEB staff shall be filed with the OEB and served on EPCOR Natural Gas Limited Partnership and all other parties by **July 27, 2023**.
2. Any reply submission by EPCOR Natural Gas Limited Partnership shall be filed with the OEB by **August 10, 2023**.

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-2023-0140** 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 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 at the address below 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, Arturo Lau at Arturo.Lau@oeb.ca and OEB Counsel, Michael Millar at Michael.Millar@oeb.ca.

Email: registrar@oeb.ca

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

DATED at Toronto, **June 22, 2023**

ONTARIO ENERGY BOARD

Nancy Marconi
Registrar