

Ms. Nancy Marconi
Registrar
Ontario Energy Board
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

August 30, 2023

**EB-2022-0157 – Panhandle Regional Expansion Project Leave to Construct
Pollution Probe Letter Pertaining to Issues List and Oral Hearing**

Dear Ms. Marconi:

Pollution Probe is in receipt of the OEB's letter dated August 25, 2023 pertaining to stakeholder input on an Issues Lists and Oral Hearing format. Pollution Probe believes that a broad interpretation of the standard Leave to Construct (LtC) Issues List has the potential to cover many of the issues related to this project. However, clarity and augmentation would be required enable a sufficient scope. This certainly includes issues related to EBO 188 / 134 as noted by other Parties. This is the largest project identified by Enbridge over the Rebasing period¹ and it is not possible to consider LtC approval without considering all the relevant issues. Similar to the Rebasing application, Pollution Probe recommends that Energy Transition and Integrated Resource Planning be specifically identified as relevant issues in this proceeding. Although, the LtC will not provide rate recovery approval for the project, it will be important to consider if the amortization period and related customer charges or contributions are appropriate in consideration of the economic analyses required under EBO 188/134.

Pollution Probe supports the OEB approach to leverage an oral hearing for this project. Similar to the recent Rebasing hearing a hybrid approach is recommended where Enbridge panels and stakeholders attend in person, while providing flexibility where required (including one instance of a Party conducting cross-examination virtually when there was a case of potential COVID to avoid exposure).

Respectfully submitted on behalf of Pollution Probe.



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Cc: Enbridge Regulatory (via email)
All Parties (via email)
Richard Carlson, Pollution Probe (via email)

¹ EB-2022-0200 Rebasing application covers 2024-2028, although the rate payer impacts could persist to 2080 or longer depending on the amortization period and likelihood of stranded assets.