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Enbridge Gas Inc.
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VIA EMAIL and RESS

December 7, 2023

Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street, Suite 2700
Toronto, Ontario, M4P 1E4

Dear Nancy Marconi:

**Re: Enbridge Gas Inc. (“Enbridge Gas” or the “Company”)
Ontario Energy Board (“OEB”) File No. EB-2023-0313
Environmental Defence Motion for Review of OEB Decisions in EB-2022-
0156/EB-2022-0248/EB-2022-0249
Response to Environmental Defence (“ED”) Letter**

Enbridge Gas is in receipt of ED’s letter dated December 4, 2023 whereby ED requests to withdraw the portion of its review motion relating to the project in the Mohawks of the Bay of Quinte First Nation (EB-2022-0248). Enbridge Gas is also in receipt of an email from ED dated December 5, 2023, attaching for filing two letters of comment from climate change groups: an undated letter from For Our Grandchildren, and a letter dated November 29, 2023 from Climate Action of Muskoka.

Regarding ED’s December 4, 2023 letter, Enbridge Gas does not object to ED’s request to withdraw its motion specifically for one of the impacted projects, but reiterates the Company’s position as detailed in its responding submissions dated November 15, 2023 that ED’s motion regarding the three projects meets neither the threshold question nor the test on the merits. To the extent the OEB accepts ED’s partial withdrawal request, Enbridge Gas asks that the OEB remove the Mohawks of the Bay of Quinte First Nation Community Expansion Project (EB-2022-0248) (the “MBQ Project”) from ED’s motion by way of written correspondence, in order to consider the motion formally closed with respect to the MBQ Project. Once this occurs, Enbridge Gas will assess the possible timing of construction restart for the MBQ Project, recognizing that construction schedules (including the re-mobilization of crews and resources) cannot immediately change for practical reasons. Additionally, Enbridge Gas reserves the right to make submissions regarding any cost award that ED may seek in respect of the motion, both as it relates to the MBQ Project and the other two projects.

Regarding ED’s December 5, 2023 email attaching two letters of comment, Enbridge Gas notes that the procedural order for this review motion did not provide for further submissions or letters to be provided at this stage by other parties. Any letters should have been provided earlier in the process, prior to the record of proceedings being

closed. These groups chose not to file letters earlier in the process, and Enbridge Gas takes issue with the letters being delivered at this point by ED.

If you have any questions, please contact the undersigned.

Sincerely,

Haris Ginis
Technical Manager, Leave to Construct Applications

c.c. Henry Ren (Enbridge Gas Counsel)
Charles Keizer (Torys LLP, Enbridge Gas Counsel)
Arlen Sternberg (Torys LLP, Enbridge Gas Counsel)
Zora Crnojacki (OEB Staff)
Intervenors (EB-2023-0313)