



Ontario  
Energy  
Board | Commission  
de l'énergie  
de l'Ontario

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# **DECISION AND ORDER ON COST AWARDS**

## **EB-2022-0246**

### **EPCOR NATURAL GAS LIMITED PARTNERSHIP**

**Application for leave to construct natural gas pipelines in the Municipality of Kincardine, the Township of Arran-Elderslie, the Municipality of Brockton and the Municipality of West Grey**

**BY DELEGATION BEFORE: Michael Jannigan**  
Presiding Commissioner

**Robert Dodds**  
Commissioner

**David Sword**  
Commissioner

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**March 1, 2024**

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## OVERVIEW

EPCOR Natural Gas Limited Partnership (EPCOR) applied to the Ontario Energy Board (OEB) under sections 90 and 97 of the Ontario Energy Board Act, 1998, S.O. 1998, c.15, (Schedule B) (OEB Act), for an order granting leave to construct a natural gas distribution pipeline in the Municipality of Kincardine, the Township of Arran-Elderslie, the Municipality of Brockton and the Municipality of West Grey.

The OEB issued its Procedural Order No. 1 on August 30, 2023, which, among other things, set out process for interrogatories and responses.

The OEB issued its Procedural Order No. 2 on October 24, 2023, which, among other things, made provision for a technical conference.

The OEB issued its Procedural Order No. 3 on November 24, 2023, which, among other things, placed the proceeding in abeyance.

On December 22, 2023, EPCOR filed a letter with the OEB seeking approval to withdraw the application.

On January 9, 2024, the OEB issued a Decision and Order approving EPCOR's request to withdraw the application and setting out the process for cost awards.

On January 16, 2024, Environmental Defence filed a cost claim with the OEB.

On January 25, 2024, EPCOR filed a letter stating that it had no objections to Environmental Defence's cost claim.

## Findings

The OEB has reviewed the claim filed to ensure that it is compliant with the OEB's *Practice Direction on Cost Awards*.

The OEB finds the cost claim is reasonable and shall be reimbursed by EPCOR.

**THE ONTARIO ENERGY BOARD ORDERS THAT:**

- Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, EPCOR shall immediately pay Environmental Defence \$4,665.77 for their costs.

**DATED** at Toronto March 1, 2024

**ONTARIO ENERGY BOARD**

Nancy Marconi  
Registrar