



Lagasco Inc.

Application for a certificate of public convenience and necessity to construct facilities and supply natural gas to the Proplant Generation Facility located in Haldimand County, Ontario.

PROCEDURAL ORDER NO. 2

March 15, 2024

Lagasco Inc. (Lagasco) filed an application with the Ontario Energy Board (OEB) on November 24, 2023, under section 8 of the *Municipal Franchises Act, 1990* for an order granting Lagasco a certificate of public convenience and necessity (certificate) which would grant it the right to construct facilities and supply natural gas to the proposed Proplant Generation Facility located at 2401 Highway 6 in the community of Jarvis, Haldimand County, Ontario.

OEB staff and Enbridge Gas Inc. (Enbridge Gas) filed interrogatories and Lagasco filed interrogatory responses in accordance with the dates set in Procedural Order No. 1.

Enbridge Gas filed a letter on February 27, 2024, requesting a three week extension to the dates established in Procedural Order No. 1 for the filing of written submissions and reply submissions. In the letter, Enbridge Gas stated that it had an updated cost estimate (similar to the costs of the Lagasco proposal) for servicing the Proplant Generation Facility and would like more time to discuss its updated service proposal with Proplant Propagation Services Ltd.

Lagasco filed a letter on February 28, 2024 requesting that the OEB suspend the remaining steps in the proceeding until Lagasco could file a letter in response to Enbridge Gas.

The OEB suspended the remaining steps in the proceeding by way of a letter issued on February 29, 2024.

Lagasco filed its response letter to Enbridge Gas on March 8, 2024. In the letter, Lagasco requested that the OEB consider another round of interrogatories from Lagasco to Enbridge Gas to clarify what is being offered to Proplant Propagation Services Ltd. to service its existing and proposed facilities.

The OEB has considered the recent correspondence from the parties. In accordance with the schedule established in this procedural order, the OEB is providing Enbridge Gas the opportunity to file its updated cost estimate and service proposal for the Proplant Generation Facility as evidence; and will offer Lagasco and OEB staff the opportunity for discovery with respect to Enbridge Gas's evidence.

It is necessary to make provision for the following matters related to this proceeding. Further procedural orders may be issued by the OEB.

IT IS THEREFORE ORDERED THAT:

1. Enbridge Gas shall file its evidence pertaining to its updated cost estimate and service proposal to the Proplant Generation Facility by **April 5, 2024**.
2. Lagasco and OEB staff shall request any relevant information and documentation from Enbridge Gas that is in addition to the evidence already filed, by written interrogatories filed with the OEB and served on all parties by, **April 19, 2024**.
3. Enbridge Gas shall file with the OEB complete written responses to all interrogatories and serve them on intervenors by, **April 30, 2024**.
4. Any written submissions from OEB staff and intervenors, shall be filed with the OEB and served on all parties by, **May 17, 2024**.
5. Any written reply submissions from Lagasco shall be filed with the OEB and served on intervenors by, **May 31, 2024**.

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-2023-0344** 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 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, Natalya Plummer at Natalya.Plummer@oeb.ca and OEB Counsel, Richard Lanni at Richard.Lanni@oeb.ca.

Email: registrar@oeb.ca

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

DATED at Toronto, March 15, 2024

ONTARIO ENERGY BOARD

Nancy Marconi
Registrar