



**EB-2007-0606**  
**EB-2007-0615**

**IN THE MATTER OF** the *Ontario Energy Board Act* 1998, S.O.1998, c.15, (Schedule B);

**AND IN THE MATTER OF** an Application by Union Gas Limited for an Order or Orders approving or fixing a multi-year incentive rate mechanism to determine rates for the regulated distribution, transmission and storage of natural gas, effective January 1, 2008;

**AND IN THE MATTER OF** an Application by Enbridge Gas Distribution Inc. for an Order or Orders approving or fixing rates for the distribution, transmission and storage of natural gas, effective January 1, 2008;

**AND IN THE MATTER OF** a combined proceeding Board pursuant to section 21(1) of the *Ontario Energy Board Act, 1998*.

## **PROCEDURAL ORDER No. 2**

Union Gas Limited ("Union") filed an Application on May 11, 2007 under section 36 of the *Ontario Energy Board Act, 1998*, S.O. c.15, Sched. B, as amended, for an order of the Board approving or fixing a multi-year incentive rate mechanism to determine rates for the regulated distribution, transmission and storage of natural gas, effective January 1, 2008.

Enbridge Gas Distribution Inc. ("Enbridge" or "EGD") filed an Application on May 11, 2007 with the Ontario Energy Board (the "Board") under section 36 of the *Ontario Energy Board Act, 1998*, S.O. c.15, Sched. B, as amended, for an order of the Board approving or fixing rates for the distribution, transmission and storage of natural gas, effective January 1, 2008.

The Board has assigned file number EB-2007-0606 to the Union Application and file number EB-2007-0615 to the Enbridge Application and has issued a Notice of Applications and Combined Proceeding dated May 25, 2007.

The Board's Notice indicated that Union and Enbridge (the "Companies", the "Applicants") would be filing written evidence in support of their respective Applications in due course.

On June 27, 2007 the Board issued Procedural Order No. 1 which set out, amongst other things, the combined proceeding timetable. The timetable anticipated the filing of the Companies' written evidence by July 9, 2007.

In a letter, dated June 28, 2007, Enbridge indicated that it would be unable to file written evidence by the prescribed date and requested that the Board adjust the proceeding timetable to allow Enbridge one month, subsequent to the Board's issuance of Enbridge's 2007 Test Year Decision, to file its written evidence. Enbridge also noted that it would not object to the separation of the Union and Enbridge proceedings so as to not delay the Board's overall implementation of incentive regulation. Union had filed its written evidence on June 28, 2007.

In a letter dated July 3, 2007, Union requested that the Board maintain, at least for Union, the timetable included in Procedural Order No. 1.

A number of intervenors, including the Consumers Council of Canada ("CCC"), the Industrial Gas Users Association ("IGUA"), the Vulnerable Energy Consumers Coalition ("VECC"), the Schools Energy Coalition ("Schools"), Energy Probe, the Building Owners and Managers Association of the Greater Toronto Area ("BOMA"), the London Property Management Association ("LPMA") and the Wholesale Gas Service Purchasers Group ("WGSPG"), filed letters between June 28 and July 6, 2007, asking that the Board approve Enbridge's request for an extension but that the proceedings for Union and Enbridge remain combined.

The Board considers it appropriate to hear the parties', including the Companies', submissions regarding the schedule for the proceeding and whether the Union and Enbridge applications should be separated.

The Board wishes interested parties to note that the dates for the Issues Conference and Issues Day remain at this time as scheduled in Procedural Order No.1, i.e. July 17, 2007 and July 19, 2007 respectively.

Please be aware that further procedural orders may be issued from time to time.

**The Board therefore orders that:**

1. Submissions from the Companies and the Intervenor shall be heard on Friday July 13, 2007 at 9:30 a.m. in the Board's Hearing Room, 25th floor, 2300 Yonge Street, Toronto, Ontario.

**DATED** at Toronto, July 9, 2007.

ONTARIO ENERGY BOARD

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary