



By EMAIL and RESS

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August 7, 2024  
Our File: HV 2024-0011

Ontario Energy Board  
2300 Yonge Street  
27th Floor  
Toronto, Ontario  
M4P 1E4

**Attn: Nancy Marconi, Registrar**

Dear Ms. Marconi:

**Re: EB-2024-0111 – Enbridge Rebasing Phase 2 – HRAI Motion**

We are counsel for the Heating, Refrigeration and Air Conditioning Institute of Canada (HRAI). We have reviewed the letter from Applicant's counsel dated today regarding the scheduling of HRAI's Motion. We have since also had the opportunity to discuss the procedure for this motion with Applicant's counsel, and have agreed with them, subject of course to the OEB's determination, on a way to deal with it.

HRAI does not object to deferring only the filing of the HRAI evidence, and leaving the evidence of OEB Staff and ED/GEC to be filed on the 12<sup>th</sup>. We would only ask that the OEB ensure that Issue #27 does not become an entirely separate track, disconnected from the rest of Phase 2. In general, EGI does not want a separate track either.

By way of example, continuing with the Settlement Conference before the HRAI evidence has been filed, or before there has been discovery on it, would have the practical effect of severing a ratepayer issue from the ratepayer groups that may have an interest in it. While it is important to keep the Settlement Conference dates if possible, it is also important that Issue #27 be included in the settlement discussions.

EGI and HRAI also have agreed that the fastest and most efficient way to get all of the arguments on the table, to allow ratepayer groups to participate without significant cost, and to ensure that all of the Commissioners' questions are answered through submissions, is to have a focused oral hearing to address the positions of the parties.



This is, after all, a procedural motion with relatively straightforward factors to be considered.

If it is acceptable to the OEB, HRAI therefore proposes, with the consent of EGI, that only the HRAI evidence deadlines be deferred at this time, and that the HRAI motion be heard by the Commissioners orally either late next week or early the following week.

All of which is respectfully submitted.

Yours very truly,

**Shepherd Rubenstein Professional Corporation**

A handwritten signature in black ink, appearing to read 'Jay Shepherd', written over a faint, larger version of the same signature.

Jay Shepherd

cc: Martin Luymes and Sandy MacLeod, HRAI (by email)  
Interested Parties (by email)