
From: Ontario Energy Board <webmaster@oeb.ca>
Sent: Thursday, January 16, 2025 12:06 PM
To: Office of the Registrar <Registrar@oeb.ca>
Cc: Ian.Mondrow <Ian.Mondrow@gowlingwlg.com>
Subject: Intervention Form: EB-2024-0198 - Industrial Gas Users Association (IGUA)

Intervention Form

Case Number:

EB-2024-0198

Intervenor Name:

Industrial Gas Users Association (IGUA)

Mandate and Objectives:

Refer to the Frequent Intervenor Form below.

Membership of the Intervenor and Constituency Represented:

Refer to the Frequent Intervenor Form below.

Programs or Activities Carried Out by the Intervenor:

Refer to the Frequent Intervenor Form below.

Governance Structure:

Refer to the Frequent Intervenor Form below.

Representatives:

Refer to the Frequent Intervenor Form below. Refer to the Frequent Intervenor Form below.

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Other Contacts:

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Frequent Intervenor Form:

<https://www.rds.oeb.ca/CMWebDrawer/Record/843770/File/document>

OEB Proceedings:

IGUA has recently been approved as an cost eligible intervenor in the following OEB proceedings:

EB-2024-0111: Enbridge Gas Inc. 2024 Rebasing and IRM Phase 2

EB-2024-0200: Enbridge Gas Inc. St. Laurent Pipeline Replacement Project

EB-2022-0157: Enbridge Gas Inc. Panhandle Regional Expansion Project

EB-2024-0063: Ontario Energy Board Generic Proceeding - Cost of Capital and Other Matters

Issues:

IGUA's Ontario members are large volume customers (LVCs) of Enbridge Gas Inc. (EGI) whose gas delivery rates include the costs of EGI's DSM programs. IGUA's focus in EGI's

DSM Plan application will be on those LVC DSM programs and the associated program costs, and others aspects of the OEB's DSM framework that impact those programs and costs.

IGUA has a particular interest in the LVC DSM program, including the program opt-out proposal, which has been developed by EGI in consultation with IGUA as directed in the OEB's 2023-2025 DSM Plan Decision [EB-2021-0002]. IGUA anticipates a particular focus on that proposal.

Policy Interests:

IGUA represents EGI large volume customers.

Hearings:

IGUA anticipates that the instant application will include an oral hearing to allow parties with what we expect will be disparate and different views on EGI's proposal to test EGI's evidence through examination of company witnesses.

IGUA further anticipates that some parties, including potentially IGUA, will seek to sponsor evidence of their own, and that the experts/individuals providing this evidence will be subject to examination through an oral hearing.

Evidence:

IGUA anticipates seeking approval to file evidence in this proceeding.

Subject to our ongoing review and consideration of EGI's prefiled material, and further development of the record herein, we anticipate that IGUA's evidence would address the carbon compliance and associated reporting obligations faced by its members - Ontario's large volume Ontario gas customers who are also Large Final Emitters under applicable emissions regulation - and the associated costs/investments incurred/made by these customers in complying with those obligations and reducing the GHG and other environmental impact of their operations. IGUA anticipates that this evidence would support considering of whether these regulatory compliance obligations and associated costs supplant the need for, and value of, compulsory utility customer funded DSM programs for those large volume customers who are subject to stand alone emissions regulation.

Coordination with Other Intervenors:

IGUA's legal counsel regularly works with other intervenor representatives to co-ordinate activities and avoid unnecessary duplication in OEB proceedings.

In this particular case, IGUA's interests are relatively unique, including in respect of the dedicated large volume customer DSM program proposal. IGUA will nonetheless continue its general practice of working with other parties to render OEB proceedings both efficient and effective, to not only advocate for IGUA's members' interests but also to assist the Board in its review of, and deliberation on, the application.

Cost Awards:

IGUA requests a determination that it will be eligible to claim recovery of the reasonably incurred costs of its intervention herein, in accord with the OEB's cost recovery policy and Practice Direction on Cost Awards.

IGUA has consistently been determined to be eligible for an award of its reasonably incurred costs as representative of the direct interests of Ontario's large volume gas consumers (i.e. ratepayers) in relation to services that are regulated by the Board.

Language Preference:

English