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BY EMAIL

March 26, 2025

Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto ON M4P 1E4

Dear Ms. Marconi:

**Re: Enbridge Gas Inc.
Glendale Community Expansion Project – Application for Exemption from
Leave-to-Construct (LTC) Requirement
OEB File Number: EB-2024-0325**

In accordance with Procedural Order No. 1, please find attached the Ontario Energy Board (OEB) Staff interrogatories in the above proceeding. All parties to the proceeding have been copied on this filing.

Enbridge Gas's responses to these interrogatories are due by April 9, 2025.

Any questions relating to this letter should be directed to Judith Fernandes at judith.fernandes@oeb.ca or at 416-440-7638. The OEB's toll-free number is 1-888-632-6273.

Yours truly,

Judith Fernandes
Senior Advisor

Encl.

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**OEB Staff Interrogatories
Enbridge Gas Inc.
EB-2024-0325**

Please note, Enbridge Gas Inc. is responsible for ensuring that all documents it files with the OEB, including responses to OEB staff interrogatories and any other supporting documentation, 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*.

OEB STAFF-1

Reference: Updated Application, February 26, 2025 -Exhibit H, Tab 1, Schedule 1, Attachment 2: Delegation Letter, January 5, 2024; Attachment 7: Indigenous Consultation Report: Summary Tables and Attachment 8: Indigenous Consultation Log (as of February 13, 2025)

Preamble:

Two Indigenous communities have been identified by the Ministry of Energy and Electrification (Ministry of Energy) as potentially impacted by the project:

- Huron-Wendat Nation (HWN)
- Mohawk Council of Akwesasne (MCA)

Enbridge Gas has stated that it provided the following project information to each of the Indigenous communities identified by the Ministry of Energy as potentially impacted by the project:

- Notification Letter provided an overview of the proposed Project, a list of potential authorizations required, and contact information for the Ministry of Energy
- Maps of the project location
- Notice of Study Commencement Letter, and open house and virtual open house information for the Project. The letter contained information on the environmental process
- Environmental Report (ER), providing information about the potential effects of the project on the Environment

As required by the OEB's Environmental Guidelines on Hydrocarbon Projects and Facilities in Ontario, Enbridge Gas filed an Indigenous Consultation Report (ICR) and a Log of its consultation activities with its application. Enbridge Gas provided an updated ICR on February 26, 2025, as required by Procedural Order No. 1.

Question(s):

1. In Attachment 7, Enbridge Gas has stated that MCA has not expressed any questions or concerns to Enbridge Gas but has also indicated that MCA has outstanding concerns. Please provide an explanation for this discrepancy.
2. Enbridge Gas stated that it has updated Attachment 8 (the Indigenous Consultation Log) to include engagement activities from October 21, 2024 to February 13, 2025. The updated Log does not contain all of the associated email attachments. Please provide the associated email attachment for each line item listed in the Log.
3. Please provide any further updates to the ICR and the Log describing any additional engagement activities undertaken by Enbridge Gas since February 13, 2025 and please provide the associated email attachment for each new line item that is added to the Log.
4. Please describe any outstanding concerns raised by MCA and/or HWN after February 13, 2025. How is Enbridge Gas addressing these concerns?
5. Please describe Enbridge Gas's plans for continuing engagement with MCA and HWN. Which channels of communication will be used and what information regarding the project construction, operation or any other aspect of the project will be conveyed?

OEB STAFF-2

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 7: Indigenous Consultation Report: Summary Tables (as of February 13, 2025)

Preamble:

Regarding capacity funding, Enbridge Gas noted that it offered funding to MCA and HWN. According to Enbridge Gas, capacity funding will support timely activities such as technical review of project documents and engagement in meaningful consultation.

Question(s):

1. Please confirm whether MCA and/or HWN have accepted the capacity funding offered and were provided capacity funding by Enbridge Gas and provide a description of the activities supported by the capacity funding that was provided.
2. Please advise if MCA and/or HWN raised concerns with Enbridge Gas with respect to the capacity funding being offered and if so, how Enbridge Gas responded to such concerns.

OEB STAFF-3

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 7: Indigenous Consultation Report: Summary Tables (as of February 13, 2025)

Preamble:

In its summary table filed in evidence, Enbridge Gas has summarized the questions and concerns regarding the Project that were raised by HWN.

Question(s):

1. Please provide a summary of all forms of accommodation that Enbridge Gas has committed and agreed to make or made to each of the consulted Indigenous communities in response to concerns raised in the Indigenous consultation process for the Project?

OEB STAFF-4

Reference: Exhibit H, Tab 1, Schedule 1, para 5 and February 26, 2025 Cover Letter, Attachment 1

Preamble:

In its application filed on November 7, 2024, Enbridge Gas stated that the ICR was provided to the Ministry of Energy on the date of the filing of the application with the OEB.

Attachment 1 to the February 26, 2025 Cover Letter indicates that the ICR was provided to the Ministry of Energy on January 16, 2025.

Question(s):

1. Please confirm whether the ICR was provided to the Ministry of Energy on November 7, 2024.
2. Please confirm whether the ICR provided to the Ministry of Energy on January 16, 2025 is the same as the ICR provided to the OEB on November 7, 2024. If there is any difference in the information provided to the Ministry of Energy, please provide an explanation and also provide the ICR submitted to the Ministry of Energy on January 16, 2025.

OEB STAFF-5

Reference: MCA Notification Letter dated January 31, 2025; EGI Letter dated February 6, 2025, Exhibit H, Tab 1, Schedule 1, Attachment 2: Delegation Letter, January 5, 2024, p.2, Appendix, p.5

Preamble:

The Ministry of Energy's Delegation Letter sets out the following expectations regarding the responsibilities that it has delegated to Enbridge Gas for the Project:

Based on currently available information about the Project's anticipated impacts, Energy's preliminary assessment has determined that consultation is owned at a low level of the consultation spectrum for Huron-Wendat Nation. As such, Energy requires Enbridge to at a minimum notify the community of the project; share information about the project and provide an opportunity for the community to comment. Any issues raised by the community should be discussed and considered in light of the potential to impact rights, with mitigation or other forms of accommodation identified where appropriate. Enbridge's initial notice of the Project to the community could include a request to confirm whether the community believes the Project will impact their rights and accordingly whether they are interested in being consulted. Should no response be received, Enbridge should continue to provide high-level notifications in accordance with project stage milestones.

For the Mohawk Council of Akwesasne, Energy requires the proponent to undertake a deeper level of consultation, i.e., in the moderate range. In addition to the requirements listed above, Enbridge should provide opportunities for the community to share evidence or submissions about potential impacts should the community so choose; and offer capacity funding to support meaningful participation should the communities so choose; and offer capacity funding to support meaningful participation by the communities in the consultation process, as appropriate. Enbridge should also be able to demonstrate how any concerns were considered and responded to, and what impact they had on project decisions moving forward.

One of several responsibilities delegated by the Ministry to the project proponent in the Delegation Letter is:

- following up, as necessary, with Indigenous communities to ensure they received Project notices and information and are aware of the opportunity to comment, raise questions or concerns and identify potential adverse impacts on their established or asserted rights

In its Notification letter, MCA stated that based on the Indigenous Consultation Report filed with the application, Enbridge Gas has completed outreach to an email address

and to an unknown phone number, and there is no record of any response from MCA as a result of this outreach. MCA also stated that, prior to receiving the OEB's Notice of Hearing, it was not aware of the Project at all. MCA submitted that the Crown's duty to consult has not been adequately discharged.

Question(s):

1. Does Enbridge Gas consider that it has, to date, undertaken a deeper level of consultation with MCA as required by the Ministry's Delegation Letter?
2. In response to MCA's comments in its Notification Letter regarding Enbridge Gas's outreach, can Enbridge Gas demonstrate how it has followed up with MCA to ensure MCA received Project notices and information?

OEB STAFF-6

Reference: Exhibit H, Tab 1, Schedule 1, Attachment 5: Sufficiency Letter (not filed)

Preamble:

The Ministry of Energy delegated the procedural aspects of consultation to Enbridge Gas and will provide a letter with its opinion on the adequacy of the procedural aspects of Indigenous consultation undertaken by Enbridge Gas related to the project. This letter is referred to interchangeably as the "Sufficiency Letter" or as the "Letter of Opinion". Enbridge Gas stated that the Sufficiency Letter would be filed on the record once it had been received by Enbridge Gas.

Question(s):

1. What is the expected date when Enbridge Gas anticipates that the Sufficiency Letter would be provided by the Ministry of Energy?