



**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. 3**

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.

On July 9, 2007 the Board issued Procedural Order No. 2 to set a date to hear submissions from parties, including the companies, regarding the schedule for the proceeding and whether the Union and Enbridge applications should be separated. Enbridge had notified the Board it would be unable to file its 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. From this ensued correspondence from Union and intervenors regarding the schedule for the proceeding and whether the applications should be heard separately.

The Board, on July 13, 2007, heard submissions from various parties, including the companies, and issued an oral decision. The decision found, amongst other things, that the applications would continue to be heard on a combined basis and the timetable would be extended to provide additional time for the filing of evidence. The Board indicated that an updated case timetable would be communicated in a Procedural Order.

The updated case timetable is attached as Appendix A.

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

**The Board therefore orders that:**

1. The case timetable attached as Appendix A to this Procedural Order replaces the one attached to Procedural Order No.1

**DATED** at Toronto, July 16, 2007.

ONTARIO ENERGY BOARD

*Original signed by*

Peter H. O'Dell  
Assistant Board Secretary

## **APPENDIX A**

### **Union Gas Limited and Enbridge Gas Distribution Inc. 2008 Rates Case Timetable (Procedural Order No. 3)**

	<b>Event</b>	<b>Date 2007</b>
1.	Issue Procedural Order No. 1	June 27
2.	Board staff file PEG study	June 28
3.	Union and EGD file evidence	Aug 2
4.	Issues Conference	Aug 8
5.	Issues Day	Aug 10
6.	Procedural Order – Issues List	Aug 13
7.	Interrogatories to Companies and PEG	Aug 20
8.	Interrogatory Responses	Sept 4
9.	Intervenor Evidence	Sept 14
10.	Technical Conference on Intervenor Evidence	Sept 19-20
11.	Responses to Undertakings from Technical Conference	Sept 27
12.	Intervenor Conference	Oct 1
13.	Settlement Conference	Oct 2-12 ( 8 days)
14.	File Settlement Proposal	Oct 19
15.	Settlement Proposal Hearing	Oct 25
16.	Oral Hearing	Oct 25 (12 hearing days)