



Enbridge Gas Inc.

**Application for the Renewal of a Municipal Franchise
Agreement with, and a Certificate of Public Convenience
and Necessity for, the City of Guelph**

PROCEDURAL ORDER NO. 3

June 12, 2025

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on January 6, 2025, for an order under section 8 of the *Municipal Franchises Act* (Act) for a certificate of public convenience and necessity (certificate) for the City of Guelph and an order under section 10 of the Act renewing its franchise agreement with the City based on the terms and conditions of the Model Franchise Agreement, without amendment.

On March 13, 2025, the OEB issued Procedural Order No.1 which, among other things, approved the City of Guelph and eMERGE Guelph Sustainability (eMERGE Guelph) as intervenors and established the dates for interrogatories and responses on Enbridge Gas's filed evidence, and for intervenors to file a letter informing the OEB of the nature of any evidence they intend to file. Procedural Order No.1 also provided for written submissions on any proposed intervenor evidence.

Both the City of Guelph and eMERGE Guelph indicated their intention to file evidence. Procedural Order No. 2, issued on May 29, 2025, set out the OEB's findings on the filing of intervenor evidence, and established June 10, 2025 as the date for the filing of intervenor evidence, June 24, 2025 for the filing of interrogatories on that evidence and July 9, 2025 for the filing of responses to interrogatories.

On June 4, 2025, eMERGE Guelph filed a letter with the OEB on its own behalf and on behalf of the City of Guelph, requesting a three-week extension to the date for the filing of intervenor evidence. In that letter, eMERGE Guelph stated that both intervenors have commenced discussions to avoid duplication of evidence and require more time to properly prepare and coordinate their evidence. eMERGE Guelph also stated that there would be no prejudice to Enbridge Gas or any customers from the extension as the terms and conditions of the current franchise agreement continue by virtue of section 4(c) of that agreement.

On June 6, Enbridge Gas filed a letter with the OEB requesting that the OEB reject eMERGE Guelph's request for a three-week extension for the filing of intervenor evidence. Enbridge Gas stated that it is concerned that intervenors are attempting to extend the scope of the proceeding and objects to the request on this basis.

On June 11, the Corporation of the City of Guelph filed a letter advising the OEB of the evidence that the City of Guelph intends to file.

The OEB acknowledges Enbridge Gas's concern about the potential for expanding the scope of the proceeding with the extended timeframe and also sees value in affording both eMERGE and the City of Guelph more time to prepare and coordinate their evidence and to help avoid duplication.

The OEB approves the extension request and reminds the intervenors to ensure their evidence is focused on matters specific to the City of Guelph that may warrant a departure from the Model Franchise Agreement, not topics best suited for a possible generic process as described in PO1.

The OEB would not find it helpful, for example, to consider evidence related to speculative changes to legislation (Bill 219, No Free Ride for Fossil Fuels Act, 2024) or regulation (O 584/06 Fees and Charges under the Municipal Act).

The OEB has established a revised schedule for the next procedural steps in this proceeding, and in doing so is placing the application into abeyance until July 2, 2025.

Further procedural orders may be issued by the OEB.

THE ONTARIO ENERGY BOARD ORDERS THAT:

1. The application will be placed into abeyance effective **June 10, 2025** and the proceeding will resume on **July 2, 2025**.
2. The City of Guelph shall file its written evidence with the OEB and serve it on all parties by **July 2, 2025**.
3. eMERGE Guelph shall file its written evidence with the OEB and serve it on all parties by **July 2, 2025**.
4. OEB staff, eMERGE Guelph and Enbridge Gas shall request any relevant information and documentation from the City of Guelph that is in addition to its filed evidence, by written interrogatories filed with the OEB and served on all parties by **July 16, 2025**.

5. OEB staff, the City of Guelph, and Enbridge Gas shall request any relevant information and documentation from eMERGE Guelph that is in addition to its filed evidence, by written interrogatories filed with the OEB and served on all parties by **July 16, 2025**.
6. The City of Guelph shall file with the OEB complete written responses to all interrogatories and deliver those responses to all parties by **July 30, 2025**.
7. eMERGE Guelph shall file with the OEB complete written responses to all interrogatories and serve them on all parties by **July 30, 2025**.

Parties are responsible for ensuring that any documents they file with the OEB, such as applicant and intervenor evidence, interrogatories and responses to interrogatories or any other type of document, **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](#).

Please quote file number, **EB-2025-0058** for all materials filed and submit them in searchable/unrestricted PDF format with a digital signature through the [OEB's online filing portal](#).

- Filings should clearly state the sender's name, postal address, telephone number and e-mail address.
- Please use the document naming conventions and document submission standards outlined in the [Regulatory Electronic Submission System \(RESS\) Document Guidelines](#) found at the [File documents online page](#) on the OEB's website.
- Parties are encouraged to use RESS. Those who have not yet [set up an account](#), or require assistance using the online filing portal can contact registrar@oeb.ca for assistance.
- Cost claims are filed through the OEB's online filing portal. Please visit the [File documents online page](#) of the OEB's website for more information. All participants shall download a copy of their submitted cost claim and serve it on all required parties as per the [Practice Direction on Cost Awards](#).

All communications should be directed to the attention of the Registrar and be received by end of business, 4:45 p.m., on the required date.

With respect to distribution lists for all electronic correspondence and materials related to this proceeding, parties must include the Case Manager, Natalya Plummer at Natalya.Plummer@oeb.ca and OEB Counsel, Michael Millar at Michael.Millar@oeb.ca.

Email: registrar@oeb.ca

Tel: 1-877-632-2727 (Toll free)

DATED at Toronto, **June 12, 2025**

ONTARIO ENERGY BOARD

Ritchie Murray
Acting Registrar