



EB-2008-0219

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 Enbridge Gas Distribution Inc. for an Order or Orders approving or fixing just and reasonable rates and other charges for the sale, distribution, transmission and storage of gas commencing January 1, 2009.

PROCEDURAL ORDER NO. 2

Phase 1

Enbridge Gas Distribution Inc. ("Enbridge") filed an Application on September 26, 2008 with the Ontario Energy Board (the "Board") under section 36 of the *Ontario Energy Board Act, 1998*, S.O. 1998, 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, 2009. The Board has assigned file number EB-2008-0219 to the Application and has issued a Notice of Application dated October 20, 2008 ("the Notice"). Procedural Order No. 1 was issued on November 13, 2008.

In the Procedural Order, the Board sought input on the draft Issues List for Phase 1. The Board received comments from Enbridge, the Canadian Manufacturers & Exporters ("CME"), the Vulnerable Energy Consumers Coalition ("VECC"), the Ontario Association of Physical Plant Administrators ("OAPPA"), the Association of Power Producers of Ontario ("APPPrO") and Sithe Global. The parties were generally supportive of the draft Issues List. However, a number of parties suggested adding an issue as to whether the calculation of the revenue requirement was done in accordance with the settlement agreement which forms the basis for Enbridge's Incentive Rate Mechanism. The Board agrees with the suggestion and has added such an issue to the list.

Enbridge suggested that the issue concerning the timing of the next IRM filing (draft Issues List item 7) should be deferred to Phase 2 of this proceeding. The Board agrees and will consider this issue at the time of hearing the Phase 2 issues list.

The Board will now make provision for the following procedural matters. Please be aware that further procedural orders may be issued from time to time.

THE BOARD ORDERS THAT:

1. The Issues List for Phase 1 of the proceeding is attached as Appendix A.

DATED at Toronto, November 24, 2008
ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary

APPENDIX A

**Enbridge Gas Distribution Inc.
2009 Rates Application**

EB-2008-0219

Phase 1: Issues List

November 24, 2008

APPENDIX A

Issues List

1. Has Enbridge calculated its proposed distribution revenue requirement, including the assignment of that revenue requirement to the rate classes and the resulting rates, in accordance with the EB-2007-0615 incentive settlement agreement?
2. Is the forecast of degree days appropriate?
3. Is the forecast of average use appropriate?
4. Is the forecast of customer additions appropriate?
5. Is the gas volume budget appropriate?
6. Is the amount proposed for 'Y-factor – capital' appropriate?
7. Is the amount proposed for 'Y-factors – other' appropriate?
8. How should the new rates be implemented?