



**Enbridge Gas Inc.**

**Application for leave to construct natural gas pipelines  
in the Township of St. Clair**

**PROCEDURAL ORDER NO. 1  
February 5, 2026**

Enbridge Gas Inc. (Enbridge Gas) applied to the Ontario Energy Board (OEB) on November 24, 2025 under section 90 and 97 of the *Ontario Energy Board Act, 1998*, for an order granting leave to construct approximately 2.0 kilometres of natural gas pipelines and associated facilities in St. Clair Township. The proposed natural gas pipelines will replace the Waubuno Compressor Package located at the Waubuno Pool Station and replace the Waubuno Storage Pool Gathering Line along with certain well laterals in the Waubuno Storage Pool (Waubuno Project). Enbridge Gas notes the pipelines are needed due to reliability, obsolescence and integrity concerns. Enbridge Gas has also applied to the OEB for approval of the form of land-use agreements it offers to landowners for the routing and construction of the Waubuno Project.

The application will be heard by commissioners: David Sword (presiding), Damien A. Côté and Robert Dodds.

A Notice of Hearing was issued on December 19, 2025. On December 31, 2025 the OEB received an intervention request from Donald Kabbes. In his request, Mr. Kabbes states that he is directly affected as a property owner and is seeking to address concerns with the proposed pipeline routing, including impacts on his safety and property, and impacts on other nearby residents. Mr. Kabbes' intervention request states that he is not seeking eligibility for an award of costs.

No objection was received from Enbridge Gas.

Donald Kabbes is approved as an intervenor in this proceeding. The list of parties in this proceeding is attached as Schedule A to this Procedural Order.

Individuals that represent their own interests should carefully review the OEB's [Practice Direction on Cost Awards](#) for information about the types of costs and disbursements that an individual may claim. For example, while wage or salary losses incurred as a result of participating in an OEB hearing may be claimed, fees are not generally permitted to be claimed by individuals under the OEB's Cost Award Tariff.

Being eligible to apply for recovery of costs is not a guarantee of recovery of any costs claimed. Cost awards are made by way of OEB order at the end of a hearing.

## Confidentiality

In its Application, Enbridge Gas requested the OEB to allow for certain portions of information to be redacted from the public record:

- Personal information contained in the Environmental Report:
  - Exhibit F-1-1, Attachment 1 at Appendix A.6, p.4
  - Exhibit G-1-1, Attachment 1
  - Exhibit G-1-1, Attachment 2
  - Exhibit G-1-1, Attachment 3
  - Exhibit G-1-1, Attachment 4
  - Exhibit G-1-1, Attachment 5, pp. 5-12
- Budget Amounts in the Indigenous Consultation Log
  - Exhibit H-1-1, Attachment 7, line item attachments: 1.26 and 1.31

In accordance with the OEB's *Practice Direction on Confidential Filings*, Enbridge Gas provided reasons for the redactions requested for personal information. Enbridge Gas identified the budget amounts at Exhibit H-1-1, Attachment 7 (line item attachments: 1.26 and 1.31) to be presumptively confidential and that the redactions relate to estimated budget amounts for Aamjiwnaang First Nation to support a Community Information Session. A redacted copy of the documents was included in its application. Unredacted copies of the documents were filed separately in confidence.

The OEB has reviewed the exhibits that Enbridge Gas has identified as personal information, containing the names and contact information of property owners from the Environmental Report and finds that the redacted information is considered personal information as defined in the *Freedom of Information and Protection of Privacy Act* and the OEB's Practice Direction. The exhibits identified in Enbridge Gas's request containing personal information shall remain redacted and shall not be provided to any intervenor in this proceeding

With respect to the budget amounts listed in the Indigenous Consultation Log at Exhibit H-1-1, Attachment 7 any objection by a party or OEB staff to the confidentiality requests must be submitted in accordance with sections 5.1.6 and 5.1.7 of the *Practice Direction on Confidential Filings* (Practice Direction). Enbridge Gas may respond to any objections in accordance with section 5.1.8 of the Practice Direction. Parties will be provided with access to the confidential documents in accordance with the process outlined in Part 6 of the Practice Direction.

## Evidence

In his intervenor request, Donald Kabbes stated that he wished to file evidence in this proceeding and provided a description of the evidence. The OEB will make determination on Mr. Kabbes' request and set out any associated procedural steps (if required) at a later date.

## Interrogatories

At this time, provision is being made for written interrogatories. Parties should not engage in detailed exploration of items that do not appear to be material. Consistent with the OEB's [Practice Direction on Cost Awards](#), parties are reminded that, in making its decision on cost awards, the OEB will consider whether intervenors made reasonable efforts to ensure that their participation in the hearing was focused on material issues.

Parties should consult sections 26 and 27 of the OEB's [Rules of Practice and Procedure](#) regarding required naming and numbering conventions and other matters related to interrogatories.

## Limits on Interrogatories and Submissions

The OEB may impose a limit on the number of interrogatories (or sub-parts of interrogatories) that may be filed by a party or on the length of a submission. If the OEB imposes limits, details will be provided through future Procedural Orders as may the consequences for failure to adhere to the limits.

The OEB is making provision for the following related to this proceeding. Further procedural orders may be issued by the OEB.

### THE ONTARIO ENERGY BOARD ORDERS THAT:

1. If Donald Kabbes or OEB staff have any objections to Enbridge Gas's request for confidentiality, they shall file their written submissions with the OEB and serve them on Enbridge Gas by **February 12, 2026**.
2. If Enbridge Gas wishes to respond to any submission on confidentiality, it must file its written reply with the OEB and serve it on Donald Kabbes by **February 20, 2026**.
3. Donald Kabbes and OEB staff shall request any relevant information and documentation from Enbridge Gas that is in addition to the evidence already

filed, by written interrogatories filed with the OEB and served on Enbridge Gas by **February 20, 2026**.

4. Enbridge Gas shall file with the OEB complete written responses to all interrogatories and serve them on Donald Kabbes by **March 6, 2026**.

#### Direction for preparing materials

- 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](#).
- Filings should clearly state the filing date and the sender's name, postal address, telephone number and e-mail address.
- Other than for applications or as otherwise required or directed by the OEB, parties are not required to submit a cover letter for materials that are self-evident (e.g., interrogatories, submissions) unless the cover letter includes a request or additional information not included in the materials themselves.
- Parties are strongly encouraged to use bookmarks in their filings to aid in navigation.
- Parties should not append to their evidence entire OEB documents (e.g., decisions, policy documents, guidelines). Rather, parties should provide citations to the documents and a clear and concise summary of the relevant part(s) of the document. Parties are encouraged to use hyperlinks for complete, permanent, and publicly available versions of the documents, when possible.
- Parties should refrain from quoting material from documents unless it is essential to support their interrogatories or arguments.
- Parties are not required to provide a summary of the procedural history of a proceeding but may refer to that history where and to the extent needed for context to orient an issue or discussion.
- Parties must: (a) disclose where generative artificial intelligence was used to generate content included in a filing and (b) confirm that the accuracy of the portion of the filing generated by generative artificial intelligence has been verified by the party or its representative without the assistance of generative artificial intelligence.

## How to file documents with the OEB

- Parties are required to quote file number (i.e., **EB-2025-0307**) for all materials filed and submit them in **searchable/unrestricted PDF format** (i.e., no printing or copying restrictions) with a digital signature through the [OEB's online filing portal](#).
- Parties should 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](mailto:registrar@oeb.ca) for assistance.
- Cost claims are filed through the OEB's online filing portal. Parties are encouraged to visit the [File documents online page](#) of the OEB's website for more information. Parties that are eligible for a cost award and that do not currently have an account in the cost claim portal should create an account as soon as their cost award eligibility has been confirmed by the OEB. All parties shall download a copy of their submitted cost claim for the purposes of service on the party(ies) paying cost awards as per the [Practice Direction on Cost Awards](#).
- All communications should be directed to the attention of the Registrar and be received by **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, Randy Doradat at [Randy.Doradat@oeb.ca](mailto:Randy.Doradat@oeb.ca).

Email: [registrar@oeb.ca](mailto:registrar@oeb.ca)

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

**DATED** at Toronto, **February 5, 2026**

**ONTARIO ENERGY BOARD**

**By delegation, before: Ritchie Murray**

Ritchie Murray  
Acting Registrar

**SCHEDULE A  
TO  
PROCEDURAL ORDER No. 1  
EB-2025-0307  
APPLICANT AND INTERVENOR LIST  
FEBRUARY 5, 2026**

Enbridge Gas Inc.  
EB-2025-0307

**APPLICANT & LIST OF INTERVENORS**

February 5, 2026

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**APPLICANT**

**Rep. and Contact Information for Service**

**Enbridge Gas Inc.**

**Evan Tomek**

Senior Advisor, Leave to Construct Applications

Enbridge Gas Inc.

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**INTERVENORS**

**Rep. and Contact Information for Service**

**Independent Participant**

**Donald Kabbes**

Independent Participant

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