

March 26, 2026

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VIA RESS

Mr. Ritchie Murray, Acting Registrar
ONTARIO ENERGY BOARD
P.O. Box 2319, 27th Floor
2300 Yonge Street
Toronto, ON, M4P 1E4

Dear Mr. Murray:

Re: EB-2025-0329: Enbridge Gas Inc. (EGI) Application for Franchise Renewal for the Town of Cobourg

Town of Cobourg Evidence

We write as counsel to the Town of Cobourg to advise the OEB of Cobourg's request to file of evidence.

Acknowledgement of Proceeding Scope

In Procedural Order No. 1 herein the OEB indicated that it will make a determination on any request by Cobourg to file evidence, and any process associated with that request, at a later date. In that Procedural Order the OEB also made clear that Cobourg would have to demonstrate compelling reasons to deviate from the terms and conditions of the Board's Model Franchise Agreement (MFA) were it to propose such a deviation. The OEB further reminded Cobourg that issues that may have implications for communities and natural gas consumers across Ontario, which are not specific to the Town of Cobourg, are not within the scope of this proceeding.

Cobourg has been attempting to respect the OEB's directions, while at the same time bringing forward its particular concerns regarding its interactions with EGI. Cobourg has determined that it wishes to file evidence in this proceeding, to provide the OEB with more information as a basis for considering Cobourg's particular concerns. That evidence would complete the record on Cobourg interactions with EGI and allow both Cobourg and EGI to address those concerns, and whether they are sufficiently particular to justify remedy through this proceeding, and if so in what manner (for example, perhaps be by way of conditions of approval rather than through modification of the agreement *per se*).

Intended Evidence

Subject to further work with Cobourg staff, we anticipate that Cobourg's evidence will include information regarding:

- The process that Cobourg has gone through in attempting to obtain information from, and coordinate its work with, EGI, and how that has impacted Cobourg's required work. This information is, in some respects, at odds with the information provided by EGI in its responses to Cobourg's interrogatories.
- The state of the infrastructure location information that EGI has been able to provide to Cobourg and the associated time and cost required to properly locate and work around EGI's existing infrastructure.
- Proposals for a more coordinated approach for sharing of information and scheduling of work for Cobourg's upcoming and future infrastructure renewal projects.

The foregoing is not intended to be an exhaustive list, as we are still in the process of developing that evidence with Cobourg, with due regard to the OEB's previous direction regarding scope for this proceeding. Given the particularly focussed scope of franchise renewal proceedings such as this one, the OEB may wish to actually see Cobourg's proposed evidence to inform its consideration of whether leave should be granted for that evidence to remain on the record for the Board's ultimate consideration herein. We would support such an approach, subject only to scheduling.

Scheduling

Cobourg's Director of Engineering and Public Works with whom we have been working to ensure full and accurate particulars for such evidence will be out of the country next week. We anticipate being able to complete the evidence upon her return, and to provide that evidence, in full, no later than the end of the following week (i.e. on or before April 10th). Looking forward, we can also advise that should Cobourg's evidence be accepted, and subject to any interrogatories that EGI or OEB Staff might have on that evidence, we believe that this matter could then proceed to written submissions and subsequent determination.

Conclusion

We are continuing to work with Cobourg on its proposed evidence and intend to provide that to the OEB as soon as possible in support of the Board's consideration of Cobourg's request for leave to file that the evidence on the record herein.

Yours truly,



Ian A. Mondrow

- c. Brent Larmer, COBOURG
Patrick McMahon, EGI
Natalya Plummer, OEB Staff

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