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August 26, 2026

Ritchie Murray
Registrar
Ontario Energy Board
2300 Yonge Street, P.O. Box 2319
Toronto ON, M4P 1E4

Dear Mr. Murray,

**RE: EB-2025-0064 Enbridge 2024 Rebasing Phase 3 – Unsettled Issues
Argument Submission of Energy Probe**

Attached is the argument submission of Energy Probe Research Foundation (Energy Probe) on the unsettled issues in the EB-2025-0064 Enbridge Gas 2024 Rebasing Phase 3 proceeding.

Submitted on behalf of Energy Probe.

Tom
Ladanyi

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by Tom Ladanyi
Date: 2026.08.26
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Tom Ladanyi
TL Energy Regulatory Consultants Inc.

cc. Parties to the Proceeding

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Enbridge Gas 2024 Rebasing Phase 3

Argument Submission of Energy Probe on the Unsettled Issues

August 26, 2026

Regulatory Background

In Procedural Order No. 5 of the EB-2025-0064 proceeding, the OEB set the written hearing process for dealing with the unsettled Issues 13 (a) through (d):

- a) an update on the Automated Metering Infrastructure pilot project;
- b) a report on the steps that it has taken to achieve the capital reduction set out in the Phase 1 Decision;
- c) reporting on the status of its responses to previous Integrated Resource Planning directions;
- d) filing updated written marketing materials or reference materials aimed at customers, potential customers, HVAC contractors or builders that include or previously included energy comparison information;

The following are the submissions of Energy Probe Research Foundation (Energy Probe) on the four issues.

Issue 13a: an update on the Automated Metering Infrastructure pilot project

In its EB-2020-0200 Phase 1 Decision the OEB determined that the Advanced Metering Infrastructure (AMI) pilot project was a positive step in managing the meter reading performance metric in the future and directed Enbridge Gas to provide an update on this pilot project in Phase 3 of the rebasing proceeding. In its evidence, Enbridge Gas provided an update on the AMI project.

Energy Probe was satisfied with evidence provided in the update filed by Enbridge and did not ask any interrogatories or have any questions for Enbridge Gas witnesses on AMI during the Technical Conference. Energy Probe reviewed the responses to interrogatories Technical Conference questions of other parties. Energy Probe believes that Enbridge witnesses appropriately answered all questions of other intervenors on AMI. Energy Probe supports the AMI pilot project because it believes that AMI will reduce or eliminate the problems caused by the large number of estimated bills, including the unaccounted-for gas problem.

Issue 13b: a report on the steps that it has taken to achieve the capital reduction set out in the Phase 1 Decision

In the EB-2020-0200 Phase 1 Decision, the OEB directed Enbridge Gas to reduce its capital budget for 2024 by \$250 million.¹ In the Interim Rate Order process following the Phase 1 Decision, the OEB accepted the methodology used by Enbridge Gas to implement the Phase 1 Decision, but required further reporting.

In this Phase 3 proceeding, Enbridge Gas filed evidence titled “Report on Capital Reduction”.² Energy Probe was satisfied with the information provided by Enbridge Gas on this issue in its evidence and did not ask any interrogatories or pose any questions at the Technical Conference. Energy Probe reviewed the answers Enbridge Gas provided to interrogatories and questions of other parties and believes that Enbridge Gas has taken appropriate steps to achieve the capital reduction set out in the Phase 1 Decision.

Issue 13c: reporting on the status of its responses to previous Integrated Resource Planning directions

Energy Probe has reviewed the evidence of Enbridge Gas on this matter. It believes that Enbridge Gas has appropriately responded to or implemented OEB’s previous directions and other previous commitments related to IRP. Energy Probe submits that all other issues related to IRP should not be dealt with in the EB-2025-0064 proceeding because they are being addressed in another proceeding.³

Issue 13d: filing updated written marketing materials or reference materials aimed at customers, potential customers, HVAC contractors or builders that include or previously included energy comparison information

This issue originated in Phase 1 of the 2024 Rebasing Proceeding. In Phase 1 Decision the OEB directed Enbridge Gas to review the energy comparison information used, to provide a report in Phase 2 on the review the Company undertook and the actions it took as a result of the review.

Enbridge Gas filed the required report in Phase 2. In the Phase 2 Settlement Proposal, Enbridge Gas agreed that effective 45 days after the filing of the settlement proposal, it will not include statements, including cost comparison charts, related to the relative cost-effectiveness of gas heating or to savings that can be achieved with gas heating in written marketing materials or reference materials unless it also includes a comparison with the relative cost-effectiveness of heating with electric cold climate heat pumps. Enbridge Gas also agreed to file any updated materials in Phase 3, or in a subsequent proceeding, if not complete at that time.⁴

¹ Phase 1 Decision, Page 57.

² Exhibit 2, Tab 5, Schedule 5

³ EB-2025-0125 Review and Evaluation of IRP Framework for Enbridge Gas

⁴ AIC, Page 9, para 35

In Phase 3, which is the current proceeding, Enbridge Gas filed evidence that, as of December 19, 2024, it had updated its written marketing and reference materials aimed at customers, potential customers, HVAC contractors and builders to remove statements related to the relative cost-effectiveness of natural gas heating and savings that can be achieved with natural gas heating.

In response to Procedural Order No. 7, Enbridge Gas filed evidence which confirmed that as of December 19, 2024, Enbridge Gas no longer included energy cost comparison information in mass marketing materials provided to its 4 million customers other than the disclaimers provided to approximately 1,500 number of customers participating in certain DSM and IRP programs.⁵

Energy Probe believes that issues related to DSM and IRP programs should not be dealt with in this proceeding as they are being addressed in other proceedings dealing with DSM⁶ and IRP⁷.

On May 15, 2026, ED and GEC filed evidence of Chris Neme of Energy Futures Group (EFG) that argued that Enbridge Gas's recent approach to presenting estimates of costs of residential home heating is "confusing and misleading"⁸. Energy Probe disagrees with EFG and believes that the presentation of estimates of Enbridge Gas regarding costs of residential home heating are not "confusing and misleading".

Energy Probe submits that EFG evidence should not be treated as "expert evidence" because it does not conform with rule *13A Expert Evidence, OEB Rules of Practice and Procedure*. Energy Probe agrees with Enbridge Gas that there is nothing to support the conclusion that Mr. Neme has special expertise regarding what should be included in customer communications, or what an ordinary customer might interpret from utility marketing materials.⁹ Energy Probe submits that EFG evidence is nothing more than pre-filed argument and should not be given greater weight than argument submissions of other intervenors.

Energy Probe agrees with Enbridge that review and approval of utility marketing materials to determine whether they contain everything that each stakeholder advocates is not within the OEB's jurisdiction or mandate.

Therefore, Energy Probe submits that Enbridge Gas has met its commitments under Issue 13(d).

⁵ AIC, Page 9, para.37

⁶ EB-2026-0295 Enbridge Gas Application for Multi-Year Natural Gas Demand Side Management Plan (2027-2030)

⁷ EB-2025-0125 Review and Evaluation of IRP Framework for Enbridge Gas

⁸ EFG evidence, Page 1

⁹ AIC, Page 12, para. 44