



EB-2012-0451
EB-2012-0433
EB-2013-0074

IN THE MATTER OF an application by Enbridge Gas Distribution Inc. for: an order or orders granting leave to construct a natural gas pipeline and ancillary facilities in the Town of Milton, City of Markham, Town of Richmond Hill, City of Brampton, City of Toronto, City of Vaughan and the Region of Halton, the Region of Peel and the Region of York; and an order or orders approving the methodology to establish a rate for transportation services for TransCanada Pipelines Limited;

AND IN THE MATTER OF an application by Union Gas Limited for an Order or Orders for pre-approval of recovery of the cost consequences of all facilities associated with the development of the proposed Parkway West site; an Order or Orders granting leave to construct natural gas pipelines and ancillary facilities in the Town of Milton; an Order or Orders for pre-approval of recovery of the cost consequences of all facilities associated with the development of the proposed Brantford-Kirkwall/Parkway D Compressor Station project; an Order or Orders for pre-approval of the cost consequences of two long term short haul transportation contracts; and an Order or Orders granting leave to construct natural gas pipelines and ancillary facilities in the City of Cambridge and City of Hamilton.

PROCEDURAL ORDER NO. 7
July 29, 2013

The Ontario Energy Board has received three related applications requesting approval for the Applicants to undertake system expansion projects: one filed by Enbridge Gas Distribution Inc. ("Enbridge") and two filed by Union Gas Limited ("Union").

A record of all procedural matters that have been dealt with up to this point in this combined proceeding is available on the Board's web site.

TCPL Evidence Update

On Wednesday, July 24, 2013, TransCanada PipeLines Ltd. ("TransCanada") filed a letter indicating its intention to file updated evidence in response to Enbridge's updated evidence filed on July 22, 2013 in relation to Segment A of the GTA Project. TransCanada requested that its updated evidence be filed after Enbridge provides responses to interrogatories on its updated evidence. TransCanada also requested that the Board reschedule the oral hearing to avoid conflicting with TransCanada's National Energy Board ("NEB") hearing regarding its proposed tariff revisions. TransCanada expects its NEB hearing to conclude by September 13, 2013.

On Friday, July 26, 2013, both Enbridge and Union filed letters in response to TransCanada's letter. Enbridge and Union urged the Board to not approve TransCanada's request to postpone the start of the oral hearing. Both companies argued that the schedule of the NEB hearing is not proper grounds to adjourn or postpone the start of the Board's hearing date. Both companies argued that all the major participants in this proceeding – Enbridge, Union, and Gaz Metro Limited Partnership – are all participants in the NEB application and are fully prepared and willing to participate simultaneously in both hearings. Both companies urged the Board to impart the same requirements on TransCanada if it wishes to participate in this proceeding.

The Board will accept TransCanada's updated evidence and will allow all parties the opportunity to pose interrogatories to TransCanada on its updated evidence. As a result, the Board has made adjustments to the proceeding's schedule set out in procedural Order No. 6. Specifically, procedural dates have been revised for interrogatories and interrogatory responses on Enbridge's updated evidence, and the Settlement Conference dates. The Board will not change the starting date of the oral hearing. The Board appreciates that there are concurrent activities that are of interest to parties, however all parties have been provided with a reasonable amount of notice to ensure they are able to participate. The Board has included a revised hearing schedule in Appendix A which supersedes the case timetable set out in Procedural Order No. 6.

THE BOARD ORDERS THAT:

1. Parties and Board Staff wishing to seek further information that is in addition to the updated evidence filed by Enbridge shall request it by written interrogatories filed with the Board and served to all parties on or before **Friday, August 2, 2013**.
2. Enbridge shall file written responses to all interrogatories received from parties and Board Staff on or before **Monday, August 12, 2013**.
3. TransCanada may file updated evidence on or before **Friday, August 16, 2013**.
4. Parties and Board Staff wishing to seek further information from TransCanada shall request it by written interrogatories filed with the Board and served on all parties on or before **Tuesday, August 20, 2013**.
5. TransCanada shall file complete responses to all interrogatories and serve them on all parties on or before **Monday, August 26, 2013**.
6. A Settlement Conference will be held on **Wednesday, August 28, 2013** beginning **at 9:30 a.m.** in the Board's North Hearing Room on the 25th Floor at 2300 Yonge Street, Toronto, ON and will continue as necessary.
7. Any Settlement Proposal arising from the Settlement Conference shall be filed with the Board no later than 4:00 p.m. on **Wednesday, September 4, 2013**.
8. A Pre-Hearing Conference will be held on **Thursday, September 5, 2013** beginning **at 9:30 a.m.** in the Board's North Hearing Room on the 25th Floor at 2300 Yonge Street, Toronto, ON.
9. An Oral Hearing will be held at the Board's offices located at 2300 Yonge Street, Toronto, ON on the 25th Floor in the **North Hearing Room** on **Thursday, September 12, 2013 at 8:30 a.m.** and continue as necessary. The Board will sit each day from 8:30 a.m. to 1:00 p.m.

All filings to the Board must quote the file number, EB-2012-0451/EB-2012-0433/EB-2013-0074, be made through the Board's web portal at

<https://www.pes.ontarioenergyboard.ca/eservice/>, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format. Filings must clearly state the sender's name, postal address and telephone number, fax number and e-mail address. Parties must use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.ontarioenergyboard.ca/OEB/Industry. If the web portal is not available, parties may email their documents to the address below. Those who do not have internet access are required to submit all filings on a CD in PDF format, along with two paper copies. Those who do not have computer access are required to file 7 paper copies.

All communications should be directed to the attention of the Board Secretary at the address below, and be received no later than 4:00 p.m. on the required date.

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Attention: Board Secretary
Filings:
<https://www.pes.ontarioenergyboard.ca/eservice/>
E-mail: boardsec@ontarioenergyboard.ca
Tel: 1-888-632-6273 (Toll free)
Fax: 416-440-7656

DATED at Toronto, July 29, 2013

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

APPENDIX A

**ENBRIDGE GAS DISTRIBUTION INC.
EB-2012-0451**

**UNION GAS LIMITED
EB-2012-0433
EB-2013-0074**

Case Timetable

APPENDIX A

Enbridge Gas Distribution Inc. - GTA Project (EB-2012-0451)
Union Gas Limited - Parkway West (EB-2012-0433)
Union Gas Limited - Brantford-Kirkwall / Parkway D (EB-2013-0074)

Case Timetable
Date: July 29, 2013

	Event	Date
1.	Interrogatories filed	May 21
2.	Interrogatory responses	June 7
3.	Technical Conference	June 12
4.	Undertakings from Technical Conference filed	June 18
5.	Intervenor evidence	June 28
6.	Motion Record Supporting Evidence – Union and Gaz Metro	July 3
7.	TransCanada evidence	July 5
8.	Submissions on Union's confidentiality request	July 5
9.	Interrogatories on Intervenor evidence, excluding TransCanada evidence	July 5
10.	Reply Submission on Union's confidentiality Request	July 9
11.	Response to Motion Record by all parties	July 9
12.	Oral Hearing on Motion	July 11
13.	Interrogatories on TransCanada evidence	July 12
14.	Interrogatory responses on Intervenor evidence, including TransCanada	July 19
15.	Motion Record Supporting Evidence – Environmental Defence	July 25
16.	Response to Environmental Defence Motion Record by all parties	August 1
17.	Interrogatories on Enbridge Evidence update by all parties	August 2

	Event	Date
18.	Interrogatory responses by Enbridge on evidence update	August 12
19.	TransCanada evidence update	August 16
20.	Interrogatories on TransCanada evidence update by all parties	August 20
21.	Interrogatory responses by TransCanada on evidence update	August 26
22.	Settlement Conference	August 28
23.	Settlement Agreement filed	September 4
24.	Pre-Hearing Conference	September 5
25.	Oral Hearing	September 12