



**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. 10**

**September 4, 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.

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## Proposed Hearing Plan

Although the final version of the hearing plan has not yet been filed, the Board understands that the current combined time estimates for cross examination significantly exceed the seven days that are currently allocated to the oral portion of this proceeding. The Board appreciates that this is a complex proceeding with many witness panels and many parties. However, the Board has a full regulatory calendar and is not prepared to schedule a large number of additional hearing days. The Board will add two additional hearing days on October 1 and October 9. Given the scope and complexity of the case, the Board is of the view that this amount of hearing time (9 days) should be sufficient.

In order to fit the oral hearing into the allocated time, the Board expects parties to work together to create a mutually agreeable hearing plan. Parties that share similar interests (for example: the intervenors representing ratepayers; Green Energy Coalition and Environmental Defense; or the two applicants) are encouraged to coordinate and find efficiencies. Parties which have estimated particularly lengthy cross-examinations for one or more panels are encouraged to consider whether such extensive cross-examination is necessary in the circumstances. Parties which are sponsoring evidence are expected to have limited examination-in-chief. The Board will require any party proposing examination-in-chief longer than 10 minutes to justify the request. The Board will be reviewing each party's efforts at efficiency during the cost award stage.

In order to allow parties to meet to discuss revisions to the schedule, the Board will adjust the timing of the Pre-Hearing Conference on September 5, 2013. The Pre-Hearing Conference will now convene before the Board at 12:30 p.m. This will allow the parties to meet at 9:30 and attempt to agree on a hearing plan which incorporates the two additional days. Should the parties be unable to reach an agreement on the hearing plan, the Board will hear submissions and then set the hearing plan itself.

### THE BOARD ORDERS THAT:

1. The proposed Hearing Plan no longer needs to be filed with the Board by **September 4, 2013.**

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2. 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 25<sup>th</sup> Floor at 2300 Yonge Street, Toronto, Ontario.

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](http://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  
27<sup>th</sup> Floor  
2300 Yonge Street  
Toronto ON M4P 1E4  
Attention: Board Secretary  
Filings:  
<https://www.pes.ontarioenergyboard.ca/eservice/>  
E-mail: [boardsec@ontarioenergyboard.ca](mailto:boardsec@ontarioenergyboard.ca)  
Tel: 1-888-632-6273 (Toll free)  
Fax: 416-440-7656

**DATED** at Toronto, September 4, 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: September 4, 2013**

	<b>Event</b>	<b>Date</b>
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

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	<b>Event</b>	<b>Date</b>
18.	Reply submission by Environmental Defence	August 7
19.	Interrogatory responses by Enbridge on evidence update	August 12
20.	TransCanada evidence update	August 16
21.	Interrogatories on TransCanada evidence update by all parties	August 20
22.	Interrogatory responses by TransCanada on evidence update	August 26
23.	Settlement Conference	August 28
24.	Settlement Agreement and Proposed Hearing Plan filed	September 4
25.	Pre-Hearing Conference	September 5
26.	Oral Hearing	September 12