



DECISION

**IN THE MATTER OF an Application dated
December 9, 2002 by Enbridge Gas New
Brunswick for approval of changes to the
Contract Large General Service Light Fuel Oil
Distribution Rate**

February 17, 2003

NEW BRUNSWICK

BOARD OF COMMISSIONERS OF PUBLIC UTILITIES

BOARD OF COMMISSIONERS
OF PUBLIC UTILITIES OF NEW BRUNSWICK

IN THE MATTER OF an application to consider changes to the Contract Large General Service Light Fuel Oil (CLGS-LFO) distribution rate, filed by Enbridge Gas New Brunswick Inc. (Enbridge), on December 9, 2002.

Enbridge applied to the Board for an Order, under Section 56 of the Gas Distribution Act, 1999, to change the distribution rate for the CLGS-LFO class that had been approved on July 19, 2000. Section 56 provides the Board with the authority to determine the method to be used in proceeding with an application. Enbridge filed its evidence in support of the application on December 9, 2002.

The Notice, dated December 10, 2002, advised interested parties who intended to intervene, that they must register with the Board by noon on January 6, 2003. Further, the Notice stated that the Board intended to proceed by way of a written proceeding. Any party, who considered that the public interest would be better served by an oral hearing, was directed to provide their reasoning in writing to the Board with their notice of intervention.

The Board received and granted requests for intervenor status from two parties. They were the Department of Natural Resources and Energy and Flakeboard Company Limited. Both parties supported proceeding by way of a written process.

Written comments from the intervenors, submitted by January 20, 2003, supported the proposed changes to the distribution rates for the CLGS-LFO class. Enbridge, in their response dated January 22, 2003, acknowledged the supporting comments from the intervenors and noted that no party had opposed the application.

The Board approves the change in the distribution rate for the CLGC-LFO class.

DATED at the City of Saint John this 17th day of February 2003.

BY ORDER OF THE BOARD

Lorraine R. Légère
Board Secretary