



EB-2014-0375

IN THE MATTER OF the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15 (Schedule B);

AND IN THE MATTER OF an Application by Union Gas Limited for an order or orders approving a one-time exemption from Union Gas Limited's approved rate schedules to reduce certain penalty charges applied to direct purchase customers who did not meet their contractual obligations;

AND IN THE MATTER OF a Motion initiated by Natural Resource Gas Limited pursuant to the Ontario Energy Board's Rules of Practice and Procedure requesting that the Ontario Energy Board review its Decision and Order dated October 9, 2014 in its EB-2014-0154 proceeding.

BEFORE: Cathy Spoel
Presiding Member

Marika Hare
Member

Ellen fry
Member

DECISION AND ORDER ON COST AWARDS

April 28, 2015

Background

Natural Resource Gas Limited (NRG) filed a notice of motion dated December 10, 2014 with the Ontario Energy Board (OEB) under Rule 40.01 of the OEB's *Rules of Practice and Procedure* requesting that the OEB review and vary its Decision and Order dated

October 9, 2014 in its EB-2014-0154 proceeding as it relates to the penalty charge applicable to NRG.

On January 9, 2015, the OEB issued a Notice of Motion to Review and Vary and Procedural Order No. 1, granting the intervenors in the EB-2014-0154 proceeding intervenor status in this proceeding. The OEB also determined that the intervenors that were eligible for costs in that proceeding would also be deemed eligible for costs in this proceeding.

On March 13, 2015, the OEB issued its Decision and Order on Motion, in which it set out the process for intervenors to file their cost claims, for NRG to object to the claims and for intervenors to respond to any objections raised by NRG.

The OEB received a cost claim from the Canadian Manufacturers & Exporters (CME). No objection was received from NRG.

Findings

The OEB has reviewed CME's cost claim and finds that CME's cost claim is eligible for 100% of the incurred costs of participating in this proceeding. The OEB finds that CME's claim is reasonable and shall be reimbursed by NRG.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, NRG shall immediately pay the Canadian Manufacturers & Exporters \$3,213.44.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, NRG shall pay the OEB's costs of, and incidental to, this proceeding immediately upon receipt of the OEB's invoice.

DATED at Toronto, April 28, 2015

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary