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**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 Enbridge  
Gas Distribution Inc. for an Order or Orders approving or fixing  
just and reasonable rates and other charges for the sale,  
distribution, transmission and storage of gas commencing  
October 1, 2003.

## **PROCEDURAL ORDER No. 2**

Enbridge Gas Distribution Inc. ("Enbridge Gas" or the "Company" or the "Applicant") filed an application dated April 2, 2003, (the "Application") with the Ontario Energy Board (the "Board") under section 36 of the *Ontario Energy Board Act*, S.O. 1998, c.15, Schedule B. The Board has assigned file number RP-2003-0048 to the Application and has issued a Notice of Application dated April 28, 2003.

The Board issued Procedural Order No. 1, dated June 12, 2003, which specified the schedule for the proceeding, including an Issues Conference which was held at the Board on June 23, 2003. Following the Issues Conference, a proposed issues list containing both agreed and contested issues was filed with the Board. At the Issues Day proceeding, held on June 24, 2003, the Board heard submissions related to the proposed issues list and other matters. The Board gave an oral decision related to the issues list to be adopted for the proceeding.

The Consumers' Association of Canada ("CAC") raised a concern with the possible impact that the DSM issues might have upon the schedule for the alternative dispute resolution ("ADR") conference and hearing, and suggested that it might be separated from the main proceeding. The Board determined that the DSM issues should not be dealt with separately in this proceeding, as proposed by CAC. However the Board will ensure that the facilitator appointed for the ADR process will be instructed to implement time allocation for all of the issues to be addressed during the course of the ADR process.

### **THE BOARD THEREFORE ORDERS THAT:**

1 The Issues List for this proceeding is attached as Appendix "A" [\[oeb:12R14-0:1\]](#) to this Order.

2 EGDI is directed to provide the operating results for fiscal 2003 based on the latest actual information available and the forecast for the remainder of fiscal 2003, in the same level of detail this information is provided to the Energy Returns Officer.

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**ISSUED** at Toronto, June 27, 2003

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**ONTARIO ENERGY BOARD**

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Paul B. Pudge  
Board Secretary