



**EB-2009-0341**

**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 the  
final balances and clearance of certain Demand Side  
Management variance accounts into rates, as at July 1,  
2010.

**BEFORE:** Paul Vlahos  
Presiding Member

### **DECISION AND ORDER ON COST AWARDS**

Enbridge Gas Distribution Inc. ("Enbridge") filed an application with the Ontario Energy Board, (the "Board") dated October 2, 2009, under section 36 of the Ontario Energy Board Act, 1998, S.O. 1998, c.15, (Schedule B), requesting approval and clearance of the final balances in four variance accounts, all associated with Demand Side Management ("DSM"). In its application, EGD sought disposition of the balances and inclusion into rates as at July 1, 2010. The Board assigned File No. EB-2009-0341 to this application.

Energy Probe Research Foundation ("Energy Probe") and Pollution Probe were granted intervenor status and were found to be eligible to apply for an award of costs.

The Board issued its Decision on the application on January 19, 2010, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Enbridge.

The Board received one cost claim from Energy Probe. Pollution Probe did not submit a cost claim. No comments were received from Enbridge.

The Board has reviewed Energy Probe's cost claim and has found that Energy Probe is eligible for 100% of its reasonably incurred costs of participating in this proceeding. The Board finds that Energy Probe's claim is reasonable and will be reimbursed by Enbridge.

**THE BOARD THEREFORE ORDERS THAT:**

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge shall immediately pay Energy Probe \$1,470.88.
2. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Enbridge shall pay the Board's costs of and incidental to, this proceeding immediately upon receipt of the Board's invoice.

**DATED** at Toronto, March 17, 2010.

**ONTARIO ENERGY BOARD**

*Original Signed By*

Kirsten Walli  
Board Secretary