



EB-2009-0166

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 its 2010
Demand Side Management Plan.

BEFORE: Paul Sommerville
Presiding Member

Cynthia Chaplin
Member

AMENDED DECISION AND ORDER ON COST AWARDS

Union Gas Limited (“Union”) filed an application with the Ontario Energy Board (the “Board”) dated October 15, 2009, seeking an order granting approval of its 2010 low-income Natural Gas Demand Side Management (“DSM”) plan. The Board assigned File No. EB-2009-0166 to this application.

On September 30, 2009, the Board issued its Decision and Order approving Union’s originally filed application for its 2010 DSM plan. That plan did not include the low-income component. The Board decided to hear the low-income portion of the application in the Phase II proceeding. The Board stated that it would only be addressing the one year low-income DSM plan; all other matters related to the 2010 DSM plan had been addressed in the Phase I.

Parties who were previously approved to be intervenors in Phase I of the 2010 DSM plan proceeding remained eligible to participate in Phase II.

On December 14, 2009, the Board issued its Decision and Order regarding Phase II, in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Union.

On April 22, 2010, the Board issued its Decision and Order on Cost Awards for Phase II and approved the cost claims by the Canadian Manufacturers & Exporters, Energy Probe Research Foundation, the London Property Management Association, Low Income Energy Network and the Consumers Council of Canada ("CCC").

Due to an administrative error the Board awarded CCC a cost award of \$1,905.75 for Phase II of the proceeding. However, CCC did not participate in the Phase II proceeding and did not claim costs for Phase II. By way of an amendment, the Board will modify the Decision and Order on Cost Awards dated April 22, 2010 to remove CCC's \$1,905.75 cost award for Phase II.

THE BOARD THEREFORE ORDERS THAT:

1. Pursuant to section 30 of the *Ontario Energy Board Act, 1998*, Union shall immediately pay:

- Canadian Manufacturers & Exporters \$ 597.45;
- Energy Probe Research Foundation \$1,221.31;
- London Property Management Association \$ 346.50; and
- Low Income Energy Network \$2,054.46.

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

DATED at Toronto, May 14, 2010

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary