



EB-2008-0106

IN THE MATTER OF a proceeding initiated by the Ontario Energy Board to determine methodologies for commodity pricing, load balancing and cost allocation for natural gas distributors;

AND IN THE MATTER OF a Settlement Agreement filed with the Ontario Energy Board concerning the MDV Proposal of Enbridge Gas Distribution Inc.

BEFORE: Paul Sommerville
Presiding Member

Cathy Spoel
Member

DECISION AND ORDER ON COST AWARDS

Background

On May 29, 2008, the Ontario Energy Board (the “Board”) commenced a proceeding on its own motion to determine the methodology to be used by natural gas distributors for (i) gas commodity pricing, (ii) load balancing and (iii) cost allocation between the supply and delivery functions in relation to regulated gas supply. The Board assigned file number EB-2008-0106 to this proceeding.

On September 21, 2009, the Board issued its Amended Decision and Order in this proceeding. The Board ordered Enbridge Gas Distribution Inc. (“Enbridge”) to file details of its Mean Daily Volume proposal (“MDV Proposal”) for approval.

On June 28, 2010, the Board issued Procedural Order No. 4 in which it scheduled a Settlement Conference to be held on July 8, 2010 and the filing of any Settlement Proposal on July 15, 2010.

On July 22, 2010, the Board issued its Decision on the application accepting the Settlement Agreement in its entirety. On September 8, 2010, the Board issued Procedural Order No. 5, in which it set out the process for intervenors to file their cost claim and to respond to any objections raised by Enbridge.

Cost claims were submitted by the Canadian Manufacturers & Exporters (“CME”), Federation of Rental-housing Providers of Ontario (“FRPO”) and Industrial Gas Users Association (“IGUA”) by the September 16, 2010 deadline specified in the Procedural Order No. 5. On September 29, 2010, the Consumers Council of Canada (“CCC”) submitted a cost claim and apologized for the lateness in filing its cost claim.

On September 21, 2010, Enbridge filed comments stating that it had no objection to the amounts submitted by CME, FRPO and IGUA. On October 1, 2010, Enbridge filed comments stating that although CCC’s cost claim was filed late, it found the submission to be within tolerances of the guidelines.

Board Findings

The Board reviewed the claims filed by CME, FRPO, IGUA and CCC. Due to a calculation error when computing the HST, the Board has adjusted CCC’s cost claim. CCC’s total revised claim is \$3,116.85.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding subject to the adjustments referenced above. The Board finds that each party’s claims, adjusted as described above, are reasonable and should 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:

- Canadian Manufacturers & Exporters \$4,883.01;
- Federation of Rental-housing Providers of Ontario \$4,186.35;
- Industrial Gas Users Association \$1,798.77; and
- Consumers Council of Canada \$3,116.85.

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, October 28, 2010.

ONTARIO ENERGY BOARD

Original Signed In

Kirsten Walli
Board Secretary