



EB-2012-0087

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 amending or varying the
rate or rates charged to customers as of October 1, 2012.

BEFORE: Karen Taylor
Presiding Member

DECISION AND ORDER ON COST AWARDS
April 23, 2013

Background

Union Gas Limited (“Union”) filed an application dated April 13, 2012 with the Ontario Energy Board (the “Board”) under section 36 of the *Ontario Energy Board Act, 1998*, S.O. c.15, Schedule B, for an order of the Board amending or varying the rate or rates charged to customers as of October 1, 2012 in connection with the sharing of 2011 earnings under the incentive rate mechanism approved by the Board as well as final disposition of 2011 year-end deferral account and other balances (the “Application”). The Board assigned File Number EB-2012-0087 to the application.

On April 19, 2012, the Board issued its Notice of Application and Procedural Order No. 1, stating that it will adopt the intervenors in the EB-2011-0025 and EB-2011-0038 proceedings as intervenors in this proceeding.

On February 5, 2013, the Board issued its Decision and Order. On February 28, 2013, the Board issued its Decision and Rate Order in which it set out the process for intervenors to file their cost claims and to respond to any objections raised by Union.

The Board received cost claims from the Association of Power Producers of Ontario (“APPrO”), Building Owners and Managers Association Toronto (“BOMA”), Canadian Manufacturers & Exporters (“CME”), Consumers Council of Canada (“CCC”), Energy Probe Research Foundation (“Energy Probe”), Federation of Rental-housing Providers of Ontario (“FRPO”), Industrial Gas Users Association (“IGUA”), London Property Management Association (“LPMA”), School Energy Coalition (“SEC”) and the Vulnerable Energy Consumers Coalition (“VECC”). APPrO’s cost claim was received on March 26, 2013 and is accepted by the Board notwithstanding the late filing.

On March 27, 2013, Union filed a letter stating that it had no objections to any of the cost claims. Union noted that there is a wide range of values and encourages the Board to consider the relative contributions of parties when making their final determinations.

Board Findings

The Board has reviewed all the cost claims.

The Board finds that all parties are eligible for 100% of their reasonably incurred costs of participating in this proceeding. The claims of APPrO and CME have each been subject to minor reductions for one or both of the following reasons: lack of receipt; incorrect calculation; failure to comply with the government’s *Travel, Meal and Hospitality Expenses Directive*. The Board finds that the cost claims of BOMA, CCC, Energy Probe, FRPO, IGUA, LPMA, SEC and VECC are reasonable as are the adjusted claims of APPrO and CME and each of these cost claims shall be reimbursed by Union.

THE BOARD THEREFORE ORDERS THAT:

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

• Association of Power Producers of Ontario	\$26,747.10;
• Building Owners and Managers Association Toronto	\$30,703.22;
• Canadian Manufacturers & Exporters	\$85,049.30;
• Consumers Council of Canada	\$17,217.03;
• Energy Probe Research Foundation	\$16,673.96;
• Federation of Rental-housing Providers of Ontario	\$36,317.27;
• Industrial Gas Users Association	\$15,071.56
• London Property Management Association	\$9,807.30;
• School Energy Coalition	\$8,151.00; and
• Vulnerable Energy Consumers Coalition	\$3,799.01.

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, April 23, 2013

ONTARIO ENERGY BOARD

Original Signed By

Kirsten Walli
Board Secretary