

**NEW BRUNSWICK ENERGY AND UTILITIES BOARD**

**IN THE MATTER OF** an application by Liberty Utilities (Gas New Brunswick) LP for approval of its capital structure, cost of debt and return on equity.

**ORDER**

**WHEREAS** Liberty Utilities (Gas New Brunswick) LP (Liberty Utilities) has applied to the New Brunswick Energy and Utilities Board (Board) for the following orders, decision or directions:

- (1) Approval of a capital structure with an equity ratio of 50 per cent;
- (2) Approval of a cost of debt of 3.315 per cent;
- (3) Approval of a return on equity of 11.5 per cent; and
- (4) Such order, decision, or direction with respect to any other matters as the Board may deem necessary or appropriate.

**NOW THEREFORE IT IS ORDERED THAT:**

1. The Board will hold a Pre-Hearing Conference, for this Matter, by video conferencing, on **Tuesday, April 27, 2021, beginning at 9:30 a.m. (Atlantic Time)**. Interested parties may attend and make representations about the procedure to be followed and any other relevant matters. Guidelines for the video conferencing will be provided to all parties prior to the scheduled Pre-Hearing Conference.
2. Parties who intend to intervene should register by visiting the *Rules of Procedure* section of the Board's website at [www.nbeub.ca](http://www.nbeub.ca) and complete the "Intervener Request" form. The form should be completed and filed with the Board no later than Friday, April 23, 2021, at 4 p.m. (Atlantic Time) at [general@nbeub.ca](mailto:general@nbeub.ca) or by

calling 1-866-766-2782. Parties are to indicate the official language in which they wish to be heard.

3. Notice shall be published in either the English or French language, as may be appropriate having regard to the principal language of publication, once in each of the following newspapers on or before Wednesday, April 7, 2021:
  - The Daily Gleaner
  - The Telegraph Journal
  - Times & Transcript
  - L'Acadie Nouvelle
  
4. A copy of the Notice, attached hereto and marked "A", is to be provided by Liberty Utilities to:
  - (i) Each certified gas marketer;
  - (ii) All parties involved in Liberty Utilities' 2020 Rate Application (Matter No. 453), Liberty Utilities' 2021 Rate Application (Matter No. 478) and parties from the Liberty Utilities' (formerly Enbridge Gas New Brunswick) 2010 cost of capital review application; and
  - (iii) Anyone who requests it.
  
5. A copy of the Notice, attached hereto and marked "A", is also to be available on Liberty Utility's website at <http://www.naturalgasnb.com> by no later than Wednesday, April 7, 2021.

**DATED** at the City of Saint John, New Brunswick, this 6<sup>th</sup> day of April, 2021.

**BY THE BOARD**

A handwritten signature in black ink that reads "Kathleen Mitchell". The signature is written in a cursive style with a large initial 'K'.

Kathleen Mitchell  
Chief Clerk

New Brunswick Energy and Utilities Board  
P.O. Box 5001  
Suite 1400, 15 Market Square  
Saint John, NB  
E2L 4Y9  
Telephone: (506) 658-2504  
Toll Free: 1-866-766-2782  
Fax: (506) 643-7300  
E-Mail: [general@nbeub.ca](mailto:general@nbeub.ca)  
Website: [www.nbeub.ca](http://www.nbeub.ca)