

## SECTION 1.0

### Application

## NEW BRUNSWICK ENERGY AND UTILITIES BOARD

### APPLICATION

(Rule 2.2)

**This is an Application by:** Enbridge Gas New Brunswick Limited Partnership, as represented by its general partner, Enbridge Gas New Brunswick Inc. (“EGNB”)

**In accordance with:** sections 52 and 56 of the *Gas Distribution Act, 1999*, S.N.B. 1999, c. G-2.11, and sections 60 and 64 of the *Energy and Utilities Board Act*, S.N.B. 2006, c. E-9.18.

**The Applicant applies to the Board for the following:**

1. EGNB hereby applies to the New Brunswick Energy and Utilities Board (the “Board”), pursuant to sections 52 and 56 of the *Gas Distribution Act, 1999* (the “GDA”) and sections 60 and 64 of the *Energy and Utilities Board Act* (the “EUB Act”) for an order or orders (a) approving changes to its Small General Service, Mid-General Service, Large General Service, Contract General Service, Industrial Contract General Service and Off-Peak Service distribution rates; (b) approving EGNB’s 2018 Regulatory Financial Statements; (c) approving EGNB’s revised Handbook of Rates and Distribution Services; and (d) approving EGNB’s Income Tax Variance Account.
2. EGNB is the general franchisee under an Amended and Restated General Franchise Agreement dated December 16, 2016 (“GFA”) with the Province of New Brunswick as represented by the Minister of Energy and Resource Development. The GFA authorizes EGNB to distribute natural gas and provide customer services in the Province of New Brunswick.
3. The GDA established EGNB’s Small General Service, Mid-General Service, Large General Service, Contract General Service, Industrial Contract General Service and Off-Peak Service distribution rates for 2018 and 2019.
4. EGNB now wishes to change its distribution rates.
5. EGNB is filing, at the same time as this Application, relevant supporting or explanatory information to be tendered as evidence including EGNB’s 2018 Regulatory Financial

Statements, a revised Handbook of Rates and Distribution Services, an Income Tax Variance Account proposal and new Rate Schedules.

6. On the basis of the foregoing, EGNB applies for the following orders, decisions or directions of the Board:
  - (a) approval, under sections 52 and 56 of the GDA and sections 60 and 64 of the EUB Act, of the changes to EGNB's distribution rates, with such changes to be effective January 1, 2020;
  - (b) approval of EGNB's 2018 Regulatory Financial Statements;
  - (c) approval of EGNB's revised Handbook of Rates and Distribution Services;
  - (d) approval of EGNB's Income Tax Variance Account;
  - (e) such interim order under section 40 of the EUB Act, and such further directions in that regard, as may be necessary or appropriate;
  - (f) an order under subsection 96(3) of the GDA exempting EGNB, to the extent necessary or appropriate, from some or all of the provisions of any regulations made by the Board under subsection 96(1) of the GDA; and
  - (g) such further or other order, decision or direction relating to EGNB's Small General Service, Mid-General Service, Large General Service, Contract General Service, Industrial Contract General Service and Off-Peak Service distribution rates, 2018 Regulatory Financial Statements, Handbook of Rates and Distribution Services or Income Tax Variance Account proposal as EGNB may request and the Board may deem necessary or appropriate.
7. EGNB intends to proceed in the English language
8. The authorized representatives of EGNB are:
  - (a) EGNB:  
Enbridge Gas New Brunswick  
440 Wilsey Road  
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E3B 7G5  
Attention: Paul Volpé

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(b) EGNB's counsel:

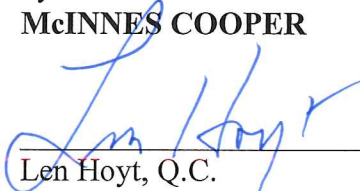
McInnes Cooper  
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P.O. Box 610, Stn. A  
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E3B 5A6  
Attention: Len Hoyt, Q.C.

Telephone: (506) 458-1622  
Fax: (506) 458-9903  
Email: len.hoyt@mcinnescooper.com

**DATED** at Fredericton, New Brunswick this 2<sup>nd</sup> day of August, 2019.

**ENBRIDGE GAS NEW BRUNSWICK LIMITED  
PARTNERSHIP**, as represented by its general  
partner **ENBRIDGE GAS NEW BRUNSWICK  
INC.**

by its counsel  
**McINNES COOPER**

  
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Len Hoyt, Q.C.