

**BOARD OF COMMISSIONERS
OF PUBLIC UTILITIES OF NEW BRUNSWICK**

IN THE MATTER of an application by Enbridge Gas New Brunswick for a permit to construct pipelines in order to provide natural gas distribution service to St. Stephen

ORDER

WHEREAS Enbridge Gas New Brunswick Inc., in its capacity as general partner for Enbridge Gas New Brunswick Limited Partnership (the “Applicant”) has applied to the Board of Commissioners of Public Utilities of New Brunswick (“Board”) by application dated January 10, 2003 (the “Application”) for a permit to construct pipelines in order to provide natural gas distribution service to St. Stephen, NB;

NOW THEREFORE IT IS ORDERED THAT:

1. A pre-hearing conference shall be held at the St. Stephen Legion, 43 Queen Street West, St. Stephen, NB on March 24, 2003 commencing at 10:00 o’clock in the forenoon, when and where the Applicant, intervenors and other interested parties should attend and make representations on the following:
 - (a) the type of proceeding to consider the Application;
 - (b) the procedure to be followed in respect of the proceeding; and
 - (c) any other matters in respect thereto.
2. Notice of the date for the holding of the pre-hearing conference in respect of the Application:
 - (a) be published in the form or substantially in the form attached hereto marked “A”, once in The Telegraph Journal on or before February 28, 2003 and once in The St. Croix Courier on or before March 4, 2003; and

(b) be posted at the municipal office of the Town of St. Stephen and at the St. Stephen Superstore on or before March 4, 2003.

3. Persons intending to intervene must notify the Board and the Applicant, in writing, at the addresses below, no later than March 19, 2003 and:

- (a) state whether the person intends to appear at the pre-hearing conference and the official language in which the person wishes to be heard;
- (b) set out the name of the person and any authorized representative of the person and the mailing address, address for personal service, telephone number and any other telecommunications numbers of the person or the person's authorized representative;
- (c) establish that the person's interest justifies intervenor status in the proceeding; and
- (d) state the issues that the person intends to address in the proceeding or, where the person does not intend to participate actively in the proceeding, state the reasons why the person's interest justifies intervenor status in the proceeding.

4. Where, by reason of an inability or insufficient time to study the Application and the additional information provided to the Board in support of the Application, a person is unable to include in the written intervention the information required by paragraph 3(d), the person shall:

- (a) provide a statement in the written intervention explaining why the person was unable or why there was insufficient time to study the Application and the additional information provided to the Board in support of the Application; and
- (b) as soon as possible after the date of service of a copy of the Application and the additional information provided to the Board in support of the Application or as soon as possible after the date of filing of the written intervention, whichever is the later, file with the Board and serve on the Applicant, a supplement to the written intervention containing the information required by paragraph 3(d).

5. Persons who do not wish to formally intervene but who wish to make comments to the Board regarding the proceeding must notify the Board and the Applicant, in writing, at the addresses below, on or before March 19, 2003 of their intent to file a letter of comment.

6. The Application and additional information provided to the Board in support of the Application, together with a copy of this Order, be placed on file for examination by interested

parties, during normal business hours, at the office of the Board in Saint John, NB, at the office of the Applicant in Fredericton, NB and at the municipal office of the Town of St. Stephen, St. Stephen, NB not later than 5:00 p.m. on March 4, 2003.

DATED at the City of Saint John, New Brunswick, this 20th day of February, 2003.

BY THE BOARD

Lorraine Légère
Secretary of the Board

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