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MANITOBA PUBLIC UTILITIES BOARD

RE :

CENTRA GAS

FRANCHISE AGREEMENT APPLICATION

PRE-HEARING CONFERENCE

Before Board Panel :

Monica Girouard - Board Chairman

Len Evans - Board Member

HELD AT :

Public Utilities Board

400, 330 Portage Avenue

Winnipeg, Manitoba

September 23rd, 2011

Pages 1 to 24

APPEARANCES

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Bob Peters ) Board Counsel  
  
Brent Czarnecki ) Centra Gas Manitoba  
Greg Barnlund  
  
Denise Pambrun ) City of Winnipeg  
Scott Payne

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1     --- Upon commencing at 9:34 a.m.

2

3                     THE CHAIRPERSON:     Okay.     Good morning,  
4     ladies and gentlemen.     Thank you for coming.     For  
5     purposes of the record, my name is Monica Girouard, and I  
6     am the acting chair of this pre-hearing conference into  
7     Centra's franchise agreement application.

8                     I am joined to -- on today's panel by  
9     Board member Dr. Len Evans.     Depending on the -- how the  
10    Board decides to proceed with this application, we expect  
11    to be joined on this panel by Chairman Lane.

12                    On August 26th of this year, Centra Gas  
13    Manitoba Inc. filed with the Board an application related  
14    to the approval of franchise agreements as between Centra  
15    and franchise-granting municipalities.     Centra also seeks  
16    to include the rural municipality of Headingley as a  
17    municipality of Greater Winnipeg in order to formalize  
18    Centra's franchise rights in Headingley.

19                    Greater Winnipeg is defined in the Greater  
20    Winnipeg Gas Distribution Act and Board Orders as  
21    encompassing approximately eighteen (18) municipalities.  
22    In addition to these municipalities, Centra has franchise  
23    rights with approximately eighty-seven (87) other  
24    municipalities.     Approximately half of these additional  
25    franchises were approved by the Board pursuant to a

1 generic form of franchise agreement that was approved by  
2 this Board in Order 109/94. It appears there are some  
3 variations in the content of the genera -- generic  
4 franchise agreement compared to the franchise agreements  
5 that are still valid from before 1994.

6                   Centra's application seeks to harmonize  
7 the content of the generic agreement with the new wording  
8 of the recently negotiated schedule of the Greater  
9 Winnipeg Gas Distribution Act. According to Centra's  
10 filing, the Utility is requesting this Board vary the  
11 generic form of franchise agreement that this Board had  
12 previously approved.

13                   With that background, I will call on Board  
14 counsel, Mr. Peters, to outline the procedures to be  
15 followed this morning and the issues that need to be  
16 considered by the Board flowing from this pre-hearing  
17 conference.

18                   Mr. Peters...?

19                   MR. BOB PETERS: Thank you, and good  
20 morning, Madam Chair, Board member Dr. Evans, ladies and  
21 gentleman. With the acting Chair's review of the  
22 application, I won't repeat the requests that are being  
23 made by Centra, but I will indicate that the purpose of  
24 attendance today at the pre-hearing conference is to,  
25 firstly, identify Intervenors and hear their reasons for

1 intervention; secondly, to seek opportunities for  
2 Intervenor to cooperate with each other and to avoid  
3 duplication; thirdly, for the Board to confirm the scope  
4 of the issues to be addressed in the review of this  
5 application; and, fourthly, for the Board to define the  
6 overall review process.

7 To allow the Board and any parties present  
8 to gain a better understanding of the application, Centra  
9 plans to make a presentation to the Board and those of us  
10 here today. Madam Chair, I therefore recommend that,  
11 following my comments, the Board call on Mr. Czarnecki  
12 for his introductions and the presentation by Centra.

13 Following that presentation, I suggest you  
14 then call on the Intervenor to hear their requests for  
15 intervention status, together with their view on the  
16 scope. Following the intervention requests, I recommend  
17 the Board call on Centra to hear the Utility's position  
18 with respect to the Intervenor's requests.

19 And, finally, as for process to be  
20 followed, the Board should be advised that Centra has  
21 circulated a draft timetable proposal that contemplates  
22 one (1) round of information requests, no evidence from  
23 Intervenor, no oral evidence, and written submissions.  
24 And should there be comments related to that proposed  
25 process, parties should advise the Board when they are

1 called on to speak.

2 Now, while I say parties or prospective  
3 Intervenors, Madam Chair, Mr. Board member, Dr. Evans, I  
4 can advise the Board that, to date, I am only aware of  
5 the City of Winnipeg requesting Intervenor status and the  
6 Board will see Ms. Denise Pambrun, from the City's law  
7 department, is here to speak to that request. And, to  
8 the extent Ms. Pambrun is able to inform the Board as to  
9 the City's relationship with Centra Gas, that may be of  
10 assistance to the Board as well.

11 I should indicate as well, that this  
12 morning, on behalf of CAC, the Consumers Association of  
13 Canada, the Manitoba chapter, they advised the Board and  
14 Centra and my office that they would not be participating  
15 in this morning's pre-hearing conference.

16 That said, you will also hear from Mr.  
17 Czarnecki that Centra served copies of their application  
18 and their intention on various other parties so that  
19 there has been notice provided. In addition to that,  
20 notice has been published in -- in the newspaper.

21 So, in closing, I suggest the Board call  
22 on Mr. Czarnecki first for his introductions and Centra's  
23 presentation, then to call on Ms. Pambrun to hear the  
24 City's request for Intervenor status, and then perhaps go  
25 back to Mr. Czarnecki for the Utility's position with

1     respect to the Intervenor request by the City of  
2     Winnipeg.

3                     Thank you, Madam Chair.

4                     THE CHAIRPERSON:     Thank you, Mr. Peters.

5                     Mr. Czarnecki...?

6

7     PRESENTATION BY CENTRA GAS:

8                     MR. BRENT CZARNECKI:     Good morning, Madam  
9     Chair, it's Brent Czarnecki for the record, and member  
10    Dr. Evans, ladies and gentlemen.

11                    With me to my right, is Greg Barnlund,  
12    who's a familiar face to the people in this room. He's  
13    the manager of the regulatory department for the gas part  
14    of our business. And behind us, is Ashley Jansen, who is  
15    a regulated -- regulatory coordinator, who has been  
16    instrumental in -- in assisting with the drafting and  
17    presentation of the application. So we'd like to  
18    publicly thank her contribution at this point.

19                    With respect to Mr. Peters' assertion that  
20    we have filed publicly the notice of application, we  
21    have, and in fact, just by way of initial housekeeping, I  
22    do have the affidavit of service that has been provided  
23    for this application and I will present it to the Board  
24    Secretary so that he has it in his possession.

25                    And then, with that, I would just ask that



1 I turn the microphone over to Mr. Barnlund, who is going  
2 to provide a general overview and background of this  
3 application, seeing how it is a little bit of a out of  
4 the ordinary type of application from what this Board is  
5 used to seeing in terms of Centra Gas applications. And  
6 hopefully that'll provide some initial insight for the  
7 Board and Intervenors so that it will assist in the  
8 evaluation of this application.

9 THE CHAIRPERSON: Okay, thank you.

10

11 (BRIEF PAUSE)

12

13 MR. GREG BARNLUND: Thank you, Mr.  
14 Czarnecki. Before I begin, I'd just like to note that  
15 I'm pleased to have Mr. Czarnecki sitting beside me here  
16 today. And, if you hear a cellphone ring, it'll be  
17 because his wife Shandra (phonetic) will be going into  
18 labour. We've been expecting another Czarnecki to join  
19 us here sometime this week. So, he's on call. If the  
20 cellphone rings, I'll speed through my presentation as  
21 quickly as I can.

22 Thank you very much. Good morning, Madam  
23 Chair, members of the Public Utilities Board, ladies and  
24 gentlemen. My name is Greg Barnlund, I'm the manager of  
25 the regulatory services department at Manitoba Hydro and

1 Centra Gas.

2 The application that Centra Gas Manitoba  
3 filed on August 26th of 2011, is somewhat unique when  
4 compared to the routine rate applications that the  
5 Utility files with this Board.

6 Given the unique and technical nature of  
7 the subject matter, we appreciate the opportunity to  
8 outline the major aspects of the application that Centra  
9 is bringing before the Manitoba Public Utilities Board.

10 Our desire is to provide the Board and  
11 interested parties with a better understanding of the  
12 content of the application and the approvals being  
13 sought, and hopefully by doing so make the public review  
14 process for this application more expedient and  
15 efficient.

16 Centra has bought -- brought forth an  
17 application that we refer to as the franchise agreement  
18 application. The application deals with the  
19 administrative matters related to the franchise agreement  
20 for the distribution of natural gas to the City of  
21 Winnipeg and the surrounding municipalities that are  
22 addressed in the schedule to the Greater Winnipeg Gas  
23 Distribution Act.

24 The application also deals with  
25 administrative matters related to the municip -- rural

1 municipality of Headingley, and as well Centra recognize  
2 that this application was an appropriate opportunity to  
3 update and modernize the generic form of franchise  
4 agreement to be used in all new franchise extensions.

5               Centra seeks to harmonize certain sections  
6 of that generic agreement with a franchise agreement  
7 incorporated as the schedule to the Greater Winnipeg Gas  
8 Distribution Act.

9               Before we look at the overview of the  
10 application we'd like to provide those in attendance  
11 today with some background information that will provide  
12 some context for this application. I'd also like to draw  
13 your attention to the last slide in the package that was  
14 handed out which is a glossary of terms that you might  
15 refer to as we go through the presentation.

16              So let's turn to slide 2. In 1952 the  
17 Winnipeg and Cen -- Central Gas company was formed as a  
18 result of the purchase of the former Winnipeg Electric  
19 Company by the City of Winnipeg. The Winnipeg and  
20 Central Gas company operated a manufactured gas plant  
21 whose origins date back to the late 1880s. In those  
22 days, before the advent of natural gas, manufactured gas  
23 was produced and distributed to fourteen thousand  
24 (14,000) customers through a hundred and forty-four (144)  
25 miles of pipe laid in the City of Winnipeg.

1                   In 1957 the TransCanada Pipeline was  
2     constructed and soon thereafter natural gas became  
3     available for use in the City of Winnipeg. In 1958 the  
4     Winnipeg and Central Gas Company was reorganized and was  
5     reborn as the Greater Winnipeg Gas Company.

6                   In 1959 the Greater Winnipeg Gas  
7     Distribution Act was enacted by the Province of Manitoba  
8     which gave exclusive franchise rights for the  
9     distribution of natural gas in the City of Winnipeg to  
10    the Greater Winnipeg Gas Company for a twenty-five (25)  
11    year term.

12                  Thereafter, with the advent of abundant  
13    natural gas supplies from Alberta via the TransCanada  
14    Pipeline, the Greater Winnipeg Gas Company expanded the  
15    gas distribution system significantly throughout the City  
16    of Winnipeg and extended service to communities adjacent  
17    to Winnipeg.

18                  We should note that Centra Gas Manitoba  
19    Inc. as a wholly-owned subsidiary of Manitoba Hydro  
20    assume the gas distribution franchise rates granted to  
21    the Greater Winnipeg Gas Company through a series of  
22    mergers and acquisitions that occurred in the late 1980s  
23    and early 1990s and, ultimately, with the acquisition of  
24    Centra Gas by Manitoba Hydro.

25                  I'm going to turn to slide 3. Centra

1 maintains the right to distribute -- distribute natural  
 2 gas by way of franchise agreements with various  
 3 municipalities. As seen in this slide there are eighteen  
 4 (18) statutory franchises held pursuant to the Greater  
 5 Winnipeg Gas Distribution Act; forty-five (45)  
 6 contractual franchise agreements comprising various  
 7 legacy franchise agreements previously entered into by  
 8 the predecessor companies Inter-City Gas and Plains  
 9 Western Gas Limited; and forty-two (42) contractual  
 10 franchise agreements that are subject to the generic  
 11 franchise agreement, the form of which was approved by  
 12 the PUB in Order 109 of 94.

13                   Turning to slide 4. I'd like to describe  
 14 the approvals that Centra is seeking in this application.  
 15 Centra, on its own behalf and on behalf of the franchise  
 16 granting municipalities, subject to the terms of the  
 17 Greater Winnipeg Gas Distribution Act, is applying to the  
 18 PUB pursuant to subsection (9)(4) of the Act for approval  
 19 of alterations in and additions to the schedule of the  
 20 Act as negotiated by Centra and the Greater Winnipeg Gas  
 21 negotiating committee -- sorry, the Greater Winnipeg Gas  
 22 Distribution of -- negotiating committee.

23                   Centra is also requesting, pursuant to  
 24 subsection (4)(3) of the Act, the PUB to include the RM  
 25 of Headingley as a municipality of Greater Winnipeg in

1 order to formalize Centra's franchise rates in that  
2 municipality under the Act.

3                   Lastly, Centra on its own behalf, pursuant  
4 to sections 89 and 129 of the Public Utilities Board Act  
5 is also applying to vary the generic former franchise  
6 agreement in order to clarify certain sections and to  
7 improve consistency between the generic agreement and the  
8 schedule of the Act.

9                   I'd like you now to turn to slide 5. As  
10 indicated earlier, the Greater Winnipeg Gas Distribution  
11 Act was enacted in 1959 giving exclusive franchise rights  
12 for a twenty-five (25) year term to the Greater Winnipeg  
13 Gas Company for the construction and operation of the  
14 natural gas distribution system in Greater Winnipeg.

15                   Greater Winnipeg is defined in the Act as  
16 the City of Winnipeg, the rural municipality of East St.  
17 Paul, and the rural municipality of West St. Paul. Over  
18 time, pursuant to the Act and with PUB approval the  
19 Greater Winnipeg Gas Company expanded its system to  
20 fifteen (15) other municipalities, those being Selkirk,  
21 Beausejour, Gimli, Stonewall, Garson, Winnipeg Beach,  
22 Dunnottar, Brokenhead, McDonald, Rockwood, Rosser, St.  
23 Andrews, St. Clements, Springfield, and Tache.

24                   Although the RM of Headingley seceded from  
25 the City of Winnipeg in 1992, Centra's franchise rates

1 continue in this municipality until the expiry of the  
2 franchises. These additional franchise areas were  
3 subject to the same terms and conditions as contained in  
4 the schedule to the Act. The franchises were renewed for  
5 an add -- for an additional twenty-five (25) year term in  
6 1982 to December 31st of 2008, and were subsequently  
7 extended for three (3) one (1) year terms by ministerial  
8 orders for the calendar years of 2009, 2010, and 2011.

9 I'd like you now to turn to slide 6. In  
10 accordance with subsection (7)(2) of the Greater Winnipeg  
11 Gas Distribution Act, Centra provided notice to the  
12 Province of Manitoba of its intention to renew all  
13 franchises granted under the Act.

14 Upon receiving Centra's notice, and  
15 pursuant to Section 8 of the Act, the province  
16 constituted the negotiating committee, which is comprised  
17 of a -- of a chair appointed by the province, two (2)  
18 representatives appointed by the City of Winnipeg, and  
19 two (2) members appointed from nominees chosen by the  
20 other municipalities, subject to the Act. During the  
21 time that the process to renew the franchises was  
22 underway, these franchises were extended for three (3)  
23 one (1) year terms by ministerial orders, as we just  
24 mentioned.

25 Turning now to slide 7, one (1) issue

1 delayed the settlement on the schedule, that issue being  
 2 the apportionment of costs between Centra and the  
 3 municipality for the removal or relocation of gas  
 4 infrastructure, as initiated by the municipality. The  
 5 existing schedule to the Act is silent on the matter,  
 6 while the existing generic agreement, approved by the PUB  
 7 in Order 109 of '94, requires the municipality to pay for  
 8 all costs incurred in the removal or relocation of any  
 9 part of the gas distribution system, as requested by the  
 10 municipality.

11                   Conversely, for infrastructure moves  
 12 within the City of Winnipeg, and in accordance with Order  
 13 58 of 63, the City of Winnipeg pays the costs associated  
 14 with retiring the existing mains and equipment, and the  
 15 Utility is responsible for the costs of constructing the  
 16 distribution system in the new location.

17                   Centra's initial position on this matter  
 18 was to harmonize the schedule with the generic agreement,  
 19 while the negotiating committee's position was to  
 20 incorporate the intent of order 58 of 63 into the new  
 21 schedule.

22                   Please turn to slide number 8 now. In the  
 23 second round of negotiations, Centra proposed that the  
 24 costs be apportioned equally between the Utility and the  
 25 municipality. This proposal is consistent with Manitoba



1 Hydro's electric utility policies and practices when it  
2 receives a request from a municipality to relocate or  
3 remove electric distribution infrastructure.

4 The parties ultimately agreed that costs  
5 should be apportioned in such a manner as may be agreed  
6 upon, which allows the City of Winnipeg to preserve the  
7 intent of Order 58 of 63. In the absence of such an  
8 agreement, costs shall be apportioned equally.

9 Other amendments to the schedule address  
10 matters discussed between Centra and the negotiating  
11 committee, or are the result of additions or rewording  
12 that originates from Centra's existing generic agreement.

13 Then, in February of 2011, Centra and the  
14 negotiating committee reached an agreement on the  
15 amendments to the schedule, to take effect on January 1,  
16 2012. In accordance with subsection (9)(4) of the Act,  
17 Centra is applying to the PUB for approval of the  
18 alterations in, and additions to, the schedule as  
19 negotiated by Centra and the negotiating committee.

20 Slide 9. Centra's also requesting the PUB  
21 to explicitly include the RM of Headingley as a  
22 municipality of Greater Winnipeg in order to formalize  
23 Centra's franchise rights in the RM under the Act.

24 Now we'll turn to slide 10. In addition  
25 to the franchises granted under the Act, Centra holds gas

1 distribution franchise rates with eighty-seven (87)  
 2 additional municipalities. In 1994, Centra filed a rural  
 3 expansion application with the PUB, in which Centra  
 4 sought approval of a generic franchise agreement to be  
 5 used in extending service to new areas. Subject to some  
 6 amendments, the PUB approved the generic agreement in  
 7 Order 109 of 94.

8 Since 1994, forty-two (42) municipalities  
 9 have entered into the generic agreement with Centra. The  
 10 other forty-five (45) municipalities have previously  
 11 entered into franchise agreements prior to 1994, and  
 12 those franchise agreements contain different provisions,  
 13 or may contain, excuse me, different provisions from the  
 14 existing generic agreement.

15 Slide 11. Centra is seeking approval to  
 16 vary the generic agreement in order to clarify certain  
 17 sections and to improve consistency between the generic  
 18 agreement and the negotiated schedule of the Act. To  
 19 further improve the consistency and the treatment of all  
 20 franchise-granting municipalities, Centra will permit  
 21 municipalities to replace their existing franchise  
 22 agreement with the proposed generic agreement, subject,  
 23 of course, to PUB approval.

24 Let's look now to slide 12. I'd like to  
 25 briefly describe the organization of this application and

1 talk about the contents of each tab. Typical to our  
2 regulatory applications, Tab 1 provides an overview of  
3 the application, while Tab 2 includes the letter of  
4 application to the PUB setting out the approvals being  
5 requested by Centra. Tab 3 provides the background of  
6 the negotiations that took place between Centra and the  
7 negotiating committee, and provides material and support  
8 and the modifications to the schedule that flowed from  
9 those negotiations. Also in Tab 3, Centra requests that  
10 the PUB include the RM of Headingley as a municipality of  
11 Greater Winnipeg in order to formalize Centra's franchise  
12 rates in the municipality under the Act.

13 In terms of the attachments, Centra has  
14 included a copy of the existing schedule to the Act as  
15 Attachment 1 to Tab 3, which was approved by the PUB by  
16 Order 204 of 82.

17 The black-lined schedule included as  
18 Attachment 2, reflects the amendments negotiated by  
19 Centra and the negotiating committee. To assist in  
20 determining the source of the additions to the schedule,  
21 Centra has colour-coded Attachment 2. Black text is from  
22 the existing schedule, blue text is from the existing  
23 generic franchise agreement, and red text is new. Centra  
24 has also included, as Attachment 3, a clean version of  
25 the negotiated schedule.

1                   Turning to Tab 4. Tab 4 provides the  
2 material in support of the proposed changes to the  
3 generic agreement, which, if approved, will form the  
4 basis for franchise agreements to be entered into by  
5 Centra when extending service to new areas.

6                   Centra has included a copy of the existing  
7 generic agreement as Attachment 1 to Tab 4. The black  
8 line generic agreement included as Attachment 2, reflects  
9 the amendments that are being proposed. Centra notes  
10 that only new language and permanent deletions have been  
11 attra -- have been tracked in Attachment 2. Wording from  
12 the original document that now appears in a different  
13 section is not black-lined, at -- which will assist the  
14 reader in determining what is new to the generic  
15 agreement.

16                   In addition, Centra has also included, as  
17 Attachment 3, a clean version of the generic agreement,  
18 which incorporates the proposed amendments.

19                   Madam Chair, Board members, and ladies and  
20 gentlemen, this concludes my presentation and overview of  
21 Centra's franchise agreement application. We hope that  
22 the information assists your initial understanding and  
23 subsequent review of the content of the application, and  
24 the approvals that Centra is seeking from the Public  
25 Utilities Board.

1                   THE CHAIRPERSON:    Okay, thank you, Mr.  
2   Barnlund, for that.   I would now turn to Denise -- the  
3   City of Winnipeg, for their comments.

4

5

6   PRESENTATION BY THE CITY OF WINNIPEG:

7                   MS. DENISE PAMBRUN:   Thank you Madame  
8   Chair, and members of the panel.   My name is Denise  
9   Pambrun, I'm counsel to the City of Winnipeg.   And with  
10   me is Mr. Scott Payne, employee of the City in the Public  
11   Works Department.   Mr. Payne was a City representative on  
12   the negotiating committee, and if you had any questions  
13   in respect of the detail, he will be able to answer them.

14                   But, the City is only here this morning in  
15   support of its Intervenor request.   And the reason for  
16   the City's request is that it was a member of the  
17   negotiating committee and, essentially, just wants to see  
18   this process through to the end and ensure that if there  
19   are any questions of the City, we're in a position to  
20   answer them.

21                   The City does support the application.   It  
22   was a long process, as I know Mr. Payne will be able to  
23   give evidence on, if required.   But, I'm sure you don't  
24   want to hear all the tortuous details of the  
25   negotiations.

1                   The City technically is not going to be a  
2 part of the generic agreement. The City has a separate  
3 agreement with Centra Gas and is essentially relying on  
4 the 1963 PUB order, which it wished to continue. The  
5 City will be entering, subject to any changes in the  
6 overall arrangement which we hope won't happen, we'll be  
7 entering into an agreement -- it's own agreement with  
8 Centra Gas, which will uliti -- which will be mirroring  
9 the 1963 PUB order.

10                   And, so that's essentially all we have to  
11 say unless there are some specific questions which  
12 probably would be dealt with in the final submissions.  
13 But, that is the reason for the City's Intervenor  
14 request.

15                   THE CHAIRPERSON:    Okay. Thank you.  
16 Okay, I'll now turn back to Centra for your position on  
17 the Intervenor request.

18                   MR. BRENT CZARNECKI:   Madam Chair, we  
19 have no objection. In fact, we are very pleased that the  
20 City is intervening in this application.

21                   THE CHAIRPERSON:    Okay. Thank you.

22                   MS. DENISE PAMBRUN:   Happy to know that  
23 we're actually welcome here. So often nobody wants to  
24 see the City anywhere. Go away, go away.

25                   THE CHAIRPERSON:    Oh, everyone's welcome

1 at the PUB. Mr. Peters, is there anything else?

2 MR. BOB PETERS: No, Madam Chair, I  
3 believe that will complete the matters for the Board to  
4 consider. As I had mentioned, there was a timetable  
5 circulated. The Board will have to take that timetable  
6 away and decide how it fits into the Board's master  
7 schedule. Mr. Czarnecki had some concerns with respect  
8 to the timeline -- and I actually don't recall him  
9 mentioning them but if he -- if he -- maybe he would like  
10 to just remind the Board of the timeline.

11 THE CHAIRPERSON: Would you like to do  
12 that?

13 MR. BRENT CZARNECKI: Just to bring to  
14 the Board's attention that, in order for Centra to be  
15 able to meet some legal requirements in terms of  
16 receiving the necessary orders and counsel from the  
17 Province of Manitoba, we would request that the timetable  
18 as set forth -- what is -- what is absent is that we  
19 would require and request a Board order on this  
20 application by Frid -- by November -- Monday, November  
21 the 14th, which then enables us to get the -- this matter  
22 in front of the Cabinet -- the Provincial Cabinet, and  
23 then an order in council following, and publication in  
24 the Manitoba Gazette for mid to the end of December,  
25 which allows us to fulfill the legal requirements.

1                   So that's the only other piece of the  
2     timetable that I'd like to bring to your attention in  
3     terms of some sense of urgency for the -- for a Board  
4     order to meet those legal requirements to have this take  
5     effect in law. Thank you.

6                   MR. BOB PETERS:     And, I believe, with  
7     that information, the Board will be able to consider the  
8     request today and to plan out a timeline that would be  
9     satisfactory if possible, to both the Utility as well as  
10    the Board.

11                  THE CHAIRPERSON:     Okay, thank you for  
12     that. Okay, at this point, we will adjourn the hearing  
13     and we will be issuing a procedural order in due course.

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15     --- Upon adjourning at 10:00 a.m.

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18     Certified correct,

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22     Cheryl Lavigne, Ms.

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