

NEW BRUNSWICK ENERGY AND UTILITIES BOARD

IN THE MATTER OF Enbridge Gas New Brunswick's financial report of its commodity sales activities for the fiscal year ended December 31, 2018.

DECISION

WHEREAS Enbridge Gas New Brunswick (EGNB) became Liberty Utilities (Gas New Brunswick) LP (referred to herein as Liberty Utilities), and its general partner became Liberty Utilities (Gas New Brunswick) Corp. on October 1, 2019 when Liberty Utilities (Canada) LP acquired the limited partnership units of Enbridge Gas New Brunswick Limited Partnership and the shares of its general partner, Enbridge Gas New Brunswick Inc.;

AND WHEREAS paragraph 3(1)(f) of the *Gas Distributor Marketing Regulation – Gas Distribution Act, 1999*, New Brunswick Regulation 2003-19 under the *Gas Distribution Act, 1999* (Regulation), requires that Liberty Utilities file annually with the New Brunswick Energy and Utilities Board (Board) for its review, a financial report that complies with section 6 of the Regulation;

AND WHEREAS by letter with attachment dated March 27, 2019, EGNB, now Liberty Utilities, filed with the Board the financial report of its gas sales activities for the fiscal year ended December 31, 2018 (Financial Report) in accordance with section 6;

AND WHEREAS having reviewed the information supplied by Liberty Utilities, Board staff submitted to the Board a report dated October 2019, entitled *Report on the Purchase and Sale of Natural Gas By Enbridge Gas New Brunswick During 2018* (Staff Report);

AND WHEREAS the Board circulated the Staff Report to Liberty Utilities and to holders of gas marketer certificates and the Staff Report was posted on the Board's website;

AND WHEREAS the Staff Report raised the issue regarding adjusting entries in the financial statements to explain any discrepancy between the Price of Gas Variance Account reported in

the regulatory financial statements and the amount reported in the partnership's financial statements;

AND WHEREAS the Board requested comments from Liberty Utilities and from holders of gas marketers' certificates on or before November 18, 2019;

AND WHEREAS the Board has received no comments;


AND HAVING reviewed the Financial Report and considered the Staff Report, the Board finds that Liberty Utilities has complied with all relevant regulations and Board Orders from 2018, and is satisfied that:

- a. Liberty Utilities is not cross-subsidizing between the sale of gas and the distribution of gas;
- b. The prices charged by Liberty Utilities for gas are reasonable and sufficiently competitive to protect the interests of customers;
- c. The prices to be charged by Liberty Utilities to customers for gas have been calculated in accordance with section 4 or 4.1 of the Regulation, as the case may be; and
- d. Liberty Utilities has purchased gas for sale to customers in accordance with its Gas Purchasing Plan filed pursuant to paragraph 3(1)(e) of the Regulation.


With respect to the issue of the discrepancy between the Price of Gas Variance Account reported in the regulatory financial statements and the amount reported in the partnership's financial statements, the Board orders as follows:

Liberty Utilities must include any adjusting entry in its financial statements to explain any discrepancy between the Price of Gas Variance Account reported in the regulatory financial statements and the amount reported in the partnership's financial statements.

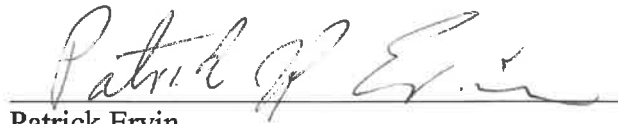
DATED at Saint John, New Brunswick, this 25th day of February, 2020.



François Beaulieu
Acting Chairperson



Michael Costello
Member



Patrick Ervin
Member



John Patrick Herron
Member