

VINCENT J. DEROSE
T 613.787.3589
vderose@blg.com

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen St, Suite 1100
Ottawa, ON, Canada K1P 1J9
T 613.237.5160
F 613.230.8842
F 613.787.3558 (IP)
blg.com



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May 15, 2012

Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
27th floor
Toronto, ON M4P 1E4

Dear Ms Walli,

Union Gas Limited – Short Term Storage Margin

Board File No.: EB-2012-0206

Our File No.: 339583-000104

We are writing on behalf of Canadian Manufacturers & Exporters (“CME”) in response to Union Gas Limited’s (“Union”) correspondence of May 14, 2012.

Procedural Order No. 1 directs that all parties’ submissions, including Union, are to be filed no later than Friday, May 18, 2012. Union has requested that the Board vary Procedural Order No. 1 in order to permit it an opportunity to reply to the submissions of all other parties filed on May 18, 2012 no later than May 23, 2012.

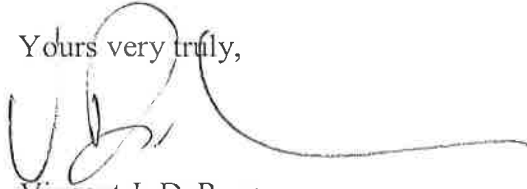
The Board has commenced this review proceeding on its own motion pursuant to Rule 43.01 of the *Rules* to review its EB-2011-0038 Decision and Rate Order as it relates to the issue of calculating the amount of margin in the short-term storage account. Union is, like all other interested parties, a respondent to the Board’s motion. Consequently, Union should be treated in the same manner as all responding parties.

We submit that the Board should ensure that all responding parties are treated fairly and equally. Union, like CME, is a respondent to this motion. To grant Union the opportunity to file its submissions at a date later than the other respondents would be unfair, and as such, inappropriate.

Under all of these circumstances, CME urges the Board to reject Union’s request to be treated differently than all other respondents to this motion. Alternatively, if Union is granted a right of reply, then all responding parties should be afforded that same procedural entitlement.

If you have any questions or concerns, please do not hesitate to contact me directly.

Yours very truly,

A handwritten signature in black ink, appearing to read 'VJD', with a long horizontal flourish extending to the right.

Vincent J. DeRose
VJD/kt

c. Chris Ripley (Union)
Intervenors in EB-2011-0038
Paul Clipsham (CME)
Peter C. P. Thompson, Q.C. (BLG)

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