

December 18, 2014

RESS, EMAIL & COURIER

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto, ON M4P 1E4

Attention: Ms. K. Walli, Board Secretary

Dear Ms. Walli:

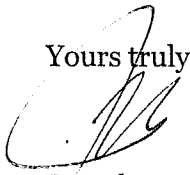
Re: Union Gas Limited - Application for Authority to Expropriate (EB-2014-0335) - Request for Copy of Confidential Information

We are counsel to Union Gas Limited (“Union”) in the above-referenced proceeding.

On December 3, 2014 the Board received a letter of comment filed by Manuel and Valentina Fagundes. In the letter of comment, Mr. and Mrs. Fagundes acknowledge that they are the landowner that is the subject of Union’s application. Their letter refers to a related attached document which apparently contains information of relevance to the letter of comment. We understand that the attachment contains personal information that the Board is obligated to treat as confidential. As such, the attachment has not been included on the Board’s electronic filing system and a copy of the attachment has not been provided to Union or its counsel.

To enable Union to properly consider and respond to the issues raised in the letter of comment, we hereby request that copies of the confidential attachment be provided to Union and its external legal counsel and that the Board seek the necessary consent from the landowner to do so. In respect of the personal nature of the information that is apparently contained in the attachment, it would be Union’s intention to only provide a copy of the attachment to those employees that require it for purposes of fulfilling their duties in connection with Union’s application that is before the Board. Should Union or its external legal counsel wish to use the attachment in connection with efforts to reach a settlement with lienholders, the further consent of Mr. and Mrs. Fagundes would be sought unless the consent obtained by the Board clearly and unambiguously gives consent for Union to use the information for such purposes.

Yours truly,



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cc: Mr. M. Murray, Union Gas
Mr. C. Smith, Torys LLP