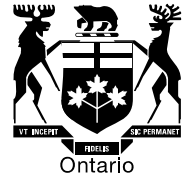


**Ontario Energy
Board**
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

**Commission de l'Énergie
de l'Ontario**
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BY E-MAIL

January 30, 2009

Mark Murray
Manager, Regulatory Projects & Land Administration
Union Gas Limited
50 Keil Drive North
Chatham ON N7M 5M1

Dear Mr. Murray:

**Re: Union Gas Limited
Guelph Reinforcement Phase II - Leave to Construct
Procedural Order No. 1
Board File No. EB-2008-0364**

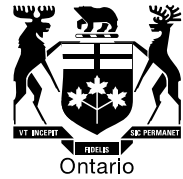
The Board has issued its Procedural Order No. 1 regarding the above matter.

Yours truly,

Original signed by

Kirsten Walli
Board Secretary

cc. All Parties in EB-2008-0364



EB-2008-0364

IN THE MATTER OF the *Ontario Energy Board Act 1998*,
S.O. 1998, c.15, (Schedule B);

AND IN THE MATTER OF an Application by Union Gas Limited for an Order pursuant to Section 90(1) of the Ontario Energy Board Act, 1998, granting leave to construct a natural gas pipeline and ancillary facilities in the Town of Puslinch, in the County of Wellington.

PROCEDURAL ORDER NO. 1

Union Gas Limited ("Union" or "the Applicant") has filed an application with the Ontario Energy Board (the "Board"), received on November 13, 2008, under section 90(1) of the *Ontario Energy Board Act, 1998*, S.O. 1998, c.15 (Schedule B).

Union has applied for an order of the Board for leave to construct approximately five kilometers of 12 inch Nominal Size Pipe ("NPS") pipeline intended to transmit additional volumes of gas for the purpose of increasing the capacity of the existing Guelph System to accommodate forecasted growth on the system. The proposed facilities are located in the Township of Puslinch, in the County of Wellington. The Board has assigned File No. EB-2008-0364 to this Application.

Notice of Application for the Leave to Construct Application was served and published as directed by the Board.

As a result of a Notice of Application being published, Enbridge Gas Distribution Inc. ("EGD") requested intervenor status and indicated it will not be seeking an award of costs. Subject to Union's right to object, the Board grants the intervention request to EGD.

The Board has determined that it is necessary to make the following provisions related to this proceeding:

THE BOARD ORDERS THAT:

1. Intervenors and Board Staff who wish information and material from the Applicant that is in addition to the evidence filed with the Board shall request it by written interrogatories filed with the Board, and delivered to the Applicant on or before, February 6, 2009.
2. All interrogatories and responses must include a reference to the section of the application which identifies the specific evidence on which the interrogatory is based.
3. The Applicant shall file with the Board complete responses to the interrogatories and deliver them to the Intervenors no later than February 13, 2009.
4. If you have a user ID, please submit your interrogatories or submission through the Board's web portal at www.errr.oeb.gov.on.ca in searchable/unrestricted PDF format. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found at www.oeb.gov.on.ca. You may also send your submission by e-mail to the following address: boardsec@gov.on.ca. Additionally, two paper copies are required and should be sent to the addresses below. Those who do not have Internet access are asked to submit their interrogatories or submissions on a CD or diskette in PDF format, along with three paper copies by 4:00pm on the date indicated, and copy all parties. Parties must also include the Case Manager, Josh Wasylyk josh.wasylyk@oeb.gov.on.ca and Board Counsel, Donna Campbell donna.campbell@oeb.gov.on.ca on all electronic correspondence related to this case.

DATED at Toronto January 30, 2009.

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary

**UNION GAS LIMITED
GUELPH REINFORCEMENT PHASE II LEAVE TO CONSTRUCT
EB-2008-0364**

APPLICANT & LIST OF INTERVENORS

January 30, 2009

Applicant	Representative Name and Contact Information
Union Gas Limited	Mark Murray Manager, Regulatory Projects & Lands Administration Union Gas Limited 50 Keil Drive North Chatham ON N7M 5M1 Tel: 519-436-4601 Fax: 519-436-4641 Email: mmurray@spectraenergy.com
Applicant's Counsel	Dan Jones Assistant General Counsel Union Gas Limited 50 Keil Drive North Chatham ON N7M 5M1 Tel: 519-436-5396 Fax: 519-436-5218 Email: dxjones1@uniongas.com
Intervenors	Representative Name and Contact Information
1. Enbridge Gas Distribution Inc.	Bonnie Jean Adams Regulatory Coordinator Enbridge Gas Distribution Inc. PO Box 650 Scarborough ON M1K 5E3 Tel: 416-495-5499 Fax: 416-495-6072 Email: EGDRegulatoryProceedings@enbridge.com