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February 5, 2009

## **VIA COURIER & E-MAIL**

Ms. Kirsten Wallii Board Secretary Ontario Energy Board PO Box 2319 2300 Yonge Street 27<sup>th</sup> Floor Toronto, Ontario M4P 1E4

Dear Ms. Walli:

Re: EB-2008-0405 - Union Gas Limited ("Union")
Application for Heritage Gas Storage Pool

Pursuant to the Ontario Energy Board's ("Board") Notice of Application of January 27, 2009 enclosed please find the Intervention of Enbridge Gas Distribution.

The request for intervenor status has been submitted through the Board's Regulatory Electronic Submission System (RESS).

Please contact the undersigned if you have any questions.

Yours truly,

Bonnie Jean Adams Regulatory Coordinator

cc: Dan Elliot, Manager, Petroleum Resources Centre, MNR (via email)
Dan Jones, Assistant General Counsel, Union Gas (via email)
Mark Murray, Manager, Regulatory Projects and Lands Acquisition, Union Gas (via email)

## **ONTARIO ENERGY BOARD**

**IN THE MATTER OF** the Ontario Energy Board Act, 1998, S/O, C.15, Schedule B; and in particular sections 36.1(1), 38(1) and 40(1) thereof.

**AND IN THE MATTER OF** an Application by Union Gas Limited for a regulation designating the area knows as the Heritage Pool, in the Township of St. Clair (Geographical Township of Sombra) in the County of Lambton, as a gas storage area;

**AND IN THE MATTER OF** an Application by Union Gas Limited for authority to inject gas into, store gas in and remove gas from the Heritage Pool, and to enter into and upon the lands in the said area and use the said lands for such purposes;

**AND IN THE MATTER OF** an Application by Union Gas Limited to the Ministry of Natural Resources for licenses to drill wells in the said area;

## INTERVENTION OF ENBRIDGE GAS DISTRIBUTION INC.

- 1. Enbridge Gas Distribution Inc. ("Enbridge" or the "Company") hereby applies for intervenor status in this proceeding pursuant to the above-captioned matters.
- 2. Enbridge is a distributor and transmitter of natural gas in Ontario. The supply of natural gas is a vital concern to the Company and its customers.
- 3. Enbridge has a direct interest in all matters of jurisdiction, substance, and procedure in the regulation of public utilities, and in any decision of the Ontario Energy Board ("Board"), which may create a precedent affecting the Company's own applications.
- 4. Enbridge purchases certain storage and transportation services from Union Gas Limited ("Union") pursuant to rate schedules approved by the Board.
- 5. At this time, it is the intention of Enbridge to monitor this proceeding, however; after reviewing the evidence, Enbridge may address one or more of the issues.

- 6. Enbridge reserves the right to be heard in English, to appear by or with counsel of its choice, to cross-examine on all subject matters in this hearing that may relate to its interests, to adduce evidence on specific matters that are relevant to these proceedings, and to present argument.
- 7. Enbridge requests a copy of the evidence and submissions of the Applicant and other intervenors, and any notices or correspondence to be forwarded to:

(a) Applicant:

Bonnie Jean Adams

Enbridge Gas Distribution Inc.

Address for personal service:

500 Consumers Road

Toronto, ON M2J 1P8

Mailing Address:

P. O. Box 650

Scarborough, ON M1K 5E3

Telephone:

(416) 495-5499

Fax:

(416) 495-6072

E-Mail:

EGDRegulatoryProceedings@enbridge.com

(b) The Applicant's counsel:

Scott Stoll

Aird & Berlis LLP

Address for personal service

and mailing address:

Suite 1800, Box 754

Brookfield Place, 181 Bay Street

Toronto, Ontario

M5J 2T9

Telephone:

(416) 865-4703

Fax:

(416) 863-1515

E-Mail:

sstoll@airdberlis.com

Enbridge will not be seeking an award of costs.

Dated at Toronto, Ontario, this 4, February, 2009

ENBRIDGE GAS DISTRIBUTION INC.

Norm Ryckman

Director, Regulatory Affairs