



EB-2009-0066

**NOTICE OF APPLICATION
AND
NOTICE OF WRITTEN HEARING**

**GAS FRANCHISE FOR
CORPORATION OF THE COUNTY OF ELGIN**

Union Gas Limited (the “Applicant”) has filed an application dated March 2, 2009 with the Ontario Energy Board (the “Board”) under the *Municipal Franchises Act*, R.S.O. 1990, c. M.55, s.9 for an order of the Board approving the terms and conditions upon which and the period for which the Corporation of the County of Elgin is, by by-law to grant to the Applicant the right to construct and operate works for the distribution, transmission and storage of natural gas and the right to extend or add to the works in the County of Elgin. The Applicant has also applied for an order of the Board declaring and directing that the assent of the electors of the Municipality to the by-law is not necessary. The Board has assigned file number EB-2009-0066 to the application.

The Applicant is presently serving the Corporation under the authority of a Certificate of Public Convenience and Necessity (F.B.C. 259) and has a franchise agreement (E.B.A. 672) which expires June 27, 2009.

The application will be decided by the Manager, Facilities Applications, who has been delegated this authority pursuant to section 6 of the *Ontario Energy Board Act*, 1998, S.O. 1998, c.15 (Schedule B). The Manager, Facilities Applications does not intend to provide for an award of costs when deciding this application.

Copies of the application are available for inspection at the Board's office, the Applicant's head office, the Applicant's regional office and the office of the Corporation of the County of Elgin, at the addresses indicated below.

The Board intends to proceed with the application by way of a written hearing unless a party satisfies the Board that there is a good reason for not holding a written hearing. If you object to the Board holding a written hearing in this matter, you must provide written reasons why an oral hearing is necessary. Any submissions objecting to a written hearing must be received by the Board within 7 days of the publication date of this Notice.

If you already have a user ID, please submit your intervention request through the Board's web portal at www.errr.oeb.gov.on.ca. Additionally, two paper copies are required. If you do not have a user ID, please visit the Board's website under e-filings and fill out a user ID password request. For instructions on how to submit and naming conventions please refer to the RESS Document Guidelines found at www.oeb.gov.on.ca, e-Filing Services. The Board also accepts interventions by e-mail, at the address below, and again, two additional paper copies are required. Those who do not have internet access are required to submit their intervention request on a CD or diskette in PDF format, along with two paper copies. All submissions must be received no later than 14 days after the publication date of this Notice. If the Applicant wishes to respond to the written submissions, such response must be received by the Board no later than 21 days after the publication date of this Notice. All submissions must quote file no. EB-2009-0066, clearly state the sender's name and address, and be received by the Board Secretary by 4:45 p.m. on the required dates.

IF YOU DO NOT FILE A WRITTEN SUBMISSION OBJECTING TO A WRITTEN HEARING OR DO NOT PARTICIPATE IN THE HEARING BY FILING WRITTEN SUBMISSIONS IN ACCORDANCE WITH THIS NOTICE, THE BOARD MAY PROCEED WITHOUT YOUR PARTICIPATION AND YOU WILL NOT BE ENTITLED TO FURTHER NOTICE IN THIS PROCEEDING.

Addresses

Ontario Energy Board

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

Attn: Ms. Kirsten Walli
Board Secretary

Tel: 1-888-632-6273 (toll free)
Fax: 416-440-7656

Union Gas Limited (Head Office)

50 Keil Drive North
Chatham ON N7M 5M1

Attn: Mr. Pat McMahon
Manager, Regulatory Research
and Records

Tel: 519-436-5325
Fax: 519-436-4641

Corporation of the County of Elgin

450 Sunset Drive
St. Thomas ON N5R 5V1

Attn: Mr. Mark G. McDonald, Chief
Administrative Officer

Tel: 519-631-1460
Fax: 519-633-7661

Union Gas Limited (District Office)

109 Commissioners Rd.
London ON N6A 4P1

Attn: Mr. Shawn Khoshaien
District Manager, London/Sarnia

Tel: 519-667-4109
Fax: 519-667-4299

DATED at Toronto March 17, 2009

ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary