



EB-2007-0720

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

AND IN THE MATTER OF an Application by Union Gas
Limited, pursuant to section 36(1) of the *Ontario Energy
Board Act*, 1998, for an order or orders approving or fixing
just and reasonable rates and other charges for the sale,
distribution, transmission, and storage of gas as of October
1, 2007;

AND IN THE MATTER OF the Quarterly Rate Adjustment
Mechanism approved by the Ontario Energy Board in RP-
2003-0063.

NOTICE OF WRITTEN HEARING AND PROCEDURAL ORDER NO. 1

Union Gas Limited ("Union") filed an application (the "Application") dated August 28, 2007, with the Ontario Energy Board (the "Board") for an order or orders approving or fixing just and reasonable rates and other charges for the sale, distribution, transmission, and storage of gas. The Application was made pursuant to Union's approved Quarterly Rate Adjustment Mechanism. Union's Application has been given Board File No. EB-2007-0720.

Union seeks the following orders, effective October 1, 2007:

- (a) an order establishing the reference prices specified in the table below:

	Current (Approved in EB- 2007-0634)	Proposed (Effective Oct 1, 2007)
Alberta Border Reference Price ¹	8.379 \$/GJ 31.3710 cents/m ³	7.426 \$/GJ 27.8995 cents/m ³
Ontario Landed Reference Price ²	9.833 \$/GJ 36.8148 cents/m ³	8.804 \$/GJ 33.0766 cents/m ³
South Portfolio Cost Differential ("SPCD") ³	0.073 \$/GJ 0.2733 cents/m ³	0.145 \$/GJ 0.5448 cents/m ³

Notes:

1. *The Alberta Border Reference Price represents the North Purchase Gas Variance Account ("NPGVA") (Deferral Account No. 179-105) reference price and the TCPL Tolls and Fuel – Northern and Eastern Operations Area deferral account (Deferral Account No. 179-100) reference price with respect to fuel gas.*
 2. *The Ontario Landed Reference Price represents the South Purchase Gas Variance Account ("SPGVA") (Deferral Account No. 179-106) and Spot Gas Variance Account (Deferral Account No. 179-107) reference price.*
 3. *The SPCD is used as the benchmark to reduce the debits/credits that would otherwise accumulate in the SPGVA if there was no adjustment to the South Transportation Rate.*
- (b) an order to reflect the inventory revaluation credit resulting from changes in gas costs as of October 1, 2007;
- (c) an order reflecting the prospective recovery of the projected balances for the twelve month period ending September 30, 2008 recorded in the gas supply deferral accounts; and
- (d) such further orders as Union may request and the Board may deem appropriate or necessary.

Union has provided written evidence in support of the proposed changes contained in the Application. The Application and prefiled evidence were sent by Union to all Intervenor of record in the EB-2005-0520 proceeding. The Board adopts the intervenors in EB-2005-0520 as intervenors in this proceeding. Intervenor that were eligible for costs in EB-2005-0520 are automatically deemed eligible for costs in this proceeding. An updated list of intervenors from EB-2005-0520 is attached as Appendix "A" to this order.

Written Hearing

The Board intends to proceed in this matter by way of a written hearing. The Board will consider reasons provided by any party as to why it should proceed by way of an oral hearing.

Cost Awards

The intervenors eligible for costs may submit their cost claims with supporting rationale as to how their participation contributed to the Board's ability to decide on this matter.

THE BOARD THEREFORE ORDERS THAT:

1. Union shall immediately issue a copy of the application to all intervenors listed in Appendix "A", if they have not already been served, and shall provide affidavit proof of all deliveries to the Board.
2. Any party that objects to proceeding by way of a written hearing may make written comments to the Board for its consideration no later than 4:45 pm, Tuesday, September 4, 2007. If any such objections are received by the Board, the Board may amend the deadlines below.
3. Parties to this proceeding wishing to make comments on the Application may do so by filing such submissions with the Board Secretary (4 hard copies plus an electronic copy by e-mail) and serving a copy on Union no later than 4:45 pm, Thursday, September 6, 2007.
4. Union shall reply to any comments received by filing such replies with the Board Secretary (4 hard copies plus an electronic copy by e-mail) and serving a copy on all parties who make submissions no later than 4:45 pm, Monday, September 10, 2007.
5. All parties must also provide the Case Manager, Rudra Mukherji, Rudra.Mukherji@oeb.gov.on.ca, with an electronic copy of all comments and correspondence related to this case.

IMPORTANT: If you do not file any comments in response to this notice, the Board may proceed without your participation and you will not be entitled to any further notice of these proceedings.

ISSUED at Toronto August 30, 2007

ONTARIO ENERGY BOARD

Original signed by

Peter H. O' Dell
Assistant Board Secretary

APPENDIX "A" TO
NOTICE OF WRITTEN HEARING AND PROCEDURAL ORDER NO. 1
APPLICANT & LIST OF INTERVENORS
BOARD FILE No. EB-2007-0720
DATED August 30, 2007

APPENDIX A: APPLICANT & LIST OF INTERVENTIONS

Applicant	Address for Service
1. Union Gas Limited	Mike Packer Director, Regulatory Affairs P.O.Box. 2001 Union Gas Limited 50 Keil Drive North Chatham ON N7M 5M1 Tel: 519 436 4538 Fax: 519 436 4641 e-mail : mpacker@uniongas.com
And	Chris Ripley Manager, Regulatory Applications Union Gas Limited 50 Keil Drive North Chatham ON N7M 5M1 Tel: 519 436 5476 Fax: 519 436 4641 e-mail : cripsey@uniongas.com
Counsel for Applicant	Michael A. Penny Counsel Torys LLP Maritime Life Tower, Suite 3000 Toronto Dominion Centre, P.O. Box 270 Toronto ON M5K 1N2 Tel: 416 865 7526 Fax: 416 865 7380 e-mail: mpenny@torys.com
And	Crawford G. Smith Counsel Torys LLP Maritime Life Tower, Suite 3000 Toronto Dominion Centre, P.O. Box 270 Toronto ON M5K 1N2 e-mail: csmith@torys.com

Intervenors	Addresses for Service
1. City of Kitchener	James A. Gruenbauer, CMA Manager, Regulatory Affairs and Supply City Hall, P.O. Box 1118 200 King St. West Kitchener ON N2G 4G7 e-mail: jimgruenbauer@city.kitchener.on.ca
AND	J. Alick Ryder Partner Ryder Wright Blair & Holmes LLP 333 Adelaide St. W. 3rd Floor Toronto ON M5V 1R5 Tel 416-340-9070 ext. 227 Fax: 416-340-9250 e-mail: jaryder@rwbh.ca
2. Ontario Energy Savings L.P. ("OESLP")	Nola L. Ruzyski Senior Manager, Regulatory Affairs Ontario Energy Savings L.P. 6345 Dixie Road, Suite 200 Mississauga ON L5T 2E6 Tel: 905-795-4204 Fax: 905-564-6069 e-mail: nruzycki@energysavings.com
3. Green Energy Coalition ("GEC")	David Poch Counsel The Green Energy Coalition Law and Policy 1649 Old Brooke Road, RR#2 Maberly ON K0H 2B0 Tel: 613 264 0055 Fax: 613 264 2878 e-mail : poch@perth.igs.net

AND

Kai Millyard
76 Regal Road
Toronto ON M6H 2K1

Tel: 416 651 7141
Fax: 416 651 4659
e-mail: kai@web.net

AND

Chris Neme
VEIC
255 South Champlain Street
Burlington, VT
05401 4717
U.S.A.

Tel: 802 658 6060 Ext. 1022
Fax: 802 658 1643
e-mail: CNeme@veic.org

4. London Property Management Association ("LPMA")

Randy Aiken
Aiken & Associates
578 McNaughton Ave. West
Chatham ON N7L 4J6

Tel: 519-351-8624
Fax: 519-351-4331
e-mail: raiken@xcelco.on.ca

5. The Wholesale Gas Service Purchasers ("WGSPG")

Steve Millar
President
Natural Resource Gas Limited
39 Beech Street East
P.O. Box 307
Aylmer ON N5H 2S1

Tel: 519-773-5321 ext. 205
Fax: 519-773-5335
e-mail: smillar@nrgas.on.ca

AND

Nick Petruzzella
Six Nations Natural Gas Company Limited
50 Industrial Drive
Oshweken ON N0A 1M0

Tel: 1-519-445-4213
Fax: 1-519-445-4313
e-mail: snnatgas@worldchat.com

AND

Randy Aiken
Aiken & Associates
578 McNaughton Avenue West
Chatham ON N7L 4J6

Tel: 519-351-8624
Fax: 519-351-4331
e-mail: raiken@xcelco.on.ca

**6. Consumers Council of Canada
("CCC")**

Robert B. Warren
WeirFoulds
Barristers & Solicitors
The Exchange Tower
Suite 1600, P.O. Box 480
130 King Street West
Toronto ON M5X 1J5

Tel: 416 365 1110
Fax: 416 365 1876
e-mail: rwarren@weirfoulds.com

AND

Julie Girvan
2 Penrose Road
Toronto ON M4S 1P1

Tel: 416-322-7936
Fax: 416-322-9703
e-mail: jgirvan@ca.inter.net

**7. Direct Energy Marketing
Limited**

Andrea Gibbs
Manager, Government & Regulatory Affairs
Direct Energy Marketing Limited
2225 Sheppard Ave.
Toronto ON L3R 6H3

Tel: 416-718-5820
Fax: 416-758-4272
e-mail: Andrea.Gibbs@directenergy.com

8. Ontario Power Generation Inc.

Ms. Barbara Reuber
Director, Ontario Regulatory Affairs
Ontario Power Generation Inc.
700 University Avenue, H18-G2
Toronto ON M5G 1X6

Tel: 416-592-5419
Fax: 416-592-8519
e-mail: barbara.reuber@opg.com

9. Hydro One Networks Inc.

Glen MacDonald
Senior Advisor Regulatory Review
Regulatory Affairs
Hydro One Networks Inc.
8th Floor, South Tower
483 Bay Street
Toronto ON M5G 2P5

Tel: 416-345-5913
Fax: 416-345-5866
e-mail: regulatory@hydroOne.com

10. Energy Probe

David MacIntosh
c/o Energy Probe
225 Brunswick Avenue
Toronto ON M5S 2M6

Tel: 416 964 9223 Ext 235
Fax: 416-964-8239
e-mail: DavidMacIntosh@nextcity.com

AND

Thomas Adams
Consultant for Energy Probe
225 Brunswick Avenue
Toronto ON M5S 2M6

Tel: 416 964 9223 Ext 239
Fax: 416-964-8239
e-mail: TomAdams@nextcity.com

11. Pollution Probe

Jack Gibbons
Public Interest Economics
625 Church Street, Suite 402
Toronto ON M4Y 2G1

Tel: 416 926 1907 Ext. 240
Fax: 416 926 1601
e-mail: jgibbons@pollutionprobe.org

AND

Murray Klippenstein
Klippensteins
Barristers & Solicitors
160 John Street, Suite 300
Toronto ON M5V 2E5

Tel: 416 598 0288
Fax: 416 598 9520
e-mail: Murray.klippenstein@klippensteins.ca

AND

Basil Alexander
Klippensteins
Barristers & Solicitors
160 John Street, Suite 300
Toronto, ON M5V 2E5

Tel: 416-598-0288
Fax: 416-598-9520
e-mail: Basil.alexander@klippensteins.ca

**12. TransCanada Energy Limited
("TCE")**

Jennifer Nichols
Senior Legal Counsel
TransCanada Energy Limited
450 First Street S.W.
Calgary AB T2P 5H1

Tel: 403-920-6079
Fax: 403-920-2420
e-mail: Jennifer_nichols@transcanada.com

AND

Margaret Duzy
Regulatory Affairs
TransCanada Energy Limited
55 Yonge Street, 8th Floor
Toronto ON M5E 1J4

Tel: 416-869-2180
Fax: 416-869-2056
e-mail: Margaret_duzy@transcanada.com

13. TransCanada Pipeline Limited

Bernard Pelletier
Senior Regulatory analyst
TransCanada Energy Limited
450 First Street S.W.
Calgary AB T2P 5H1

Tel: 403-920-2603
Fax: 403-920-2347
e-mail: bernard_pelletier@transcanada.com

AND

Murray Ross
Transportation, Pricing and Regulation
TransCanada PipeLines Limited
55 Yonge Street, 8th Floor
Toronto ON M5E 1J4

Tel: 416-869-2110
Fax: 416-869-2056
e-mail: murray_ross@transcanada.com

AND

Patrick M. Keys
Associate General Counsel, Law
Gas Transmission
TransCanada Energy Limited
450 First Street S.W.
Calgary AB T2P 5H1

Tel: 403-920-6237
Fax: 403-920-2420
e-mail: patrick_keys@transcanada.com

**14. Vulnerable Energy Consumers
Coalition ("VECC")**

Michael Janigan
General Counsel
Public Interest Advocacy Centre
1204 - ONE Nicholas Street
Ottawa ON K1N 7B7

Tel: 613-562-4002 Ext. 26
Fax: 613-562-0007
e-mail: mjanigan@piac.ca

AND

James Wightman
Econalysis Consulting Services
34 King Street East, Suite 1102
Toronto ON M5C 2X8

Tel: 416-348-0193
Fax: 416-348-0641
e-mail: jwightman@econalysis.ca

AND

Michael R. Buonaguro
Legal Counsel
Public Interest Advocacy Centre
34 King Street East, Suite 1102
Toronto ON M5C 2X8

Tel: 416-767-1666
fax: 416-348-0641
email: mbuonaguro@piac.ca

**15. Ontario Association of
Physical Plant Administrators
("OAPPA")**

Valerie Young
Director, Research and Analysis
Aegent Energy Advisors Inc.
1 Eva Road, Suite 317
Toronto ON M9C 4Z5

Tel: 416-622-9449 ext. 104
Fax: 416-622-9797
e-mail: vyoung@aegent.ca

16. The Industrial Gas Users Association ("IGUA")

Peter C.P. Thompson, Q.C.
Borden Ladner Gervais LLP
Barristers and Solicitors
World Exchange Plaza
1100 - 100 Queen Street
Ottawa ON K1P 1J9

Tel: 613-787-3528
Fax: 613-230-8842
e-mail: pthompson@blgcanada.com

AND

Murray Newton
President
Industrial Gas Users Association
99 Metcalfe Street, Suite 1201
Ottawa ON K1P 6L7

Tel: 613 236 8021
Fax: 613 230 9531
e-mail: mnewton@igua.ca

17. School Energy Coalition

Brian Cain
Co-ordinator
Ontario Education Services Corporation
c/o Ontario Public School Boards' Association
439 University Avenue, 18th Floor
Toronto ON M5G 1Y8

Tel: 416-340-2540
Fax: 416-340-7571
e-mail: bcain@opsba.org

AND

John De Vellis
Shibley Righton LLP
Barristers and Solicitors
250 University Avenue, Suite 700
Toronto ON M5H 3E5

Tel: 416-214-5232
Fax: 416-214-5432
e-mail: john/devellis@shibleyrighton.com

AND

Darryl Seal
Principal Consultant
Institutional Energy Analysis, Inc.
250 University Avenue, Suite 700
Toronto ON M5H 3E5

Tel: 416-214-5218
Fax: 416-214-5418
e-mail: darryl.seal@ieai.ca

**18. Sithe Global Power Goreway
ULC.**

Mr. Duane Cramer
Sithe Canada Ltd.
c/o Stikeman Elliott
5300 Commerce Court West
199 Bay Street
Toronto ON M5L 1B9

Tel: 416-869-7053
Fax: 416-947-0866
e-mail: cramer@sitheglobal.com

19. Enbridge Gas Distribution Inc.

Patrick Hoey
Director - Regulatory Affairs
Enbridge Gas Distribution Inc.
500 Consumers Road
Toronto ON M2J 1P8

Tel: 416-495-5555
Fax: 416-495-6072
e-mail: Patrick.hoey@enbridge.com

AND

Shari-Lynn Spratt, Supervisor
Regulatory Proceedings
Enbridge Gas Distribution Inc.

Tel: 416-495-6011
Fax: 416-495-6072
e-mail: shari-lynn.spratt@enbridge.com

20. Tribute Resources Inc.

Robert Lockhart,
Director, Business Development
Tribute Resources Inc.
309 Commissioners Rd. W. Unit E
London ON N6J 1Y4

Tel: 519-657-2151
Fax: 519-657-4296
e-mail: rlockhart@telus.blackberry.net

AND

Peter Budd
Budd Energy Law
166 High Park Avenue
Toronto ON M6P 2S4

Tel: 416-604-0858
Fax: 416-604-0638
e-mail: peterbbudd@rogers.com

**21. Superior Energy Management
("SEM")**

Greg McCamus
President
Superior Energy Management
Division of Superior Plus Inc.
6860 Century Avenue
East Tower, Suite 2001
Mississauga ON L5N 2W5

Tel: 905-542-5489
Fax: 905-542-5471
e-mail: gmccamus@superiorenergy.ca

AND

Elisabeth DeMarco
Macleod Dixon LLP
Canadian Pacific Tower
100 Wellington St. W Suite 500
Toronto ON M5K 1H1

Tel: 416-203-4431
Fax: 416-360-8277
e-mail: elisabeth.demarco@macleoddixon.com

AND

Heather Landymore, Associate
Macleod Dixon LLP
Toronto-Dominion Centre
Canadian Pacific Tower
100 Wellington St. W Suite 500
Toronto ON M5K 1H1

Tel: 416-202-6702
Fax: 416-360-8277
e-mail: Heather.Landymore@macleoddixon.com

22. Coral Energy Canada Inc.

Mr. Paul Kerr
Coral Energy Canada Inc.
60 Struck Court
Cambridge ON N1R 8L2

Tel: 519-620-7712
Fax: 519-624-7712
e-mail: pker@coral-energy.com

AND

Elisabeth DeMarco
Macleod Dixon LLP
Canadian Pacific Tower
100 Wellington St. W Suite 500
Toronto ON M5K 1H1

Tel: 416-203-4431
Fax: 416-360-8277
e-mail: elisabeth.demarco@macleoddixon.com

AND

Heather Landymore, Associate
Macleod Dixon LLP
Toronto-Dominion Centre
Canadian Pacific Tower
100 Wellington St. W Suite 500
Toronto ON M5K 1H1

Tel: 416-202-6702
Fax: 416-360-8277
e-mail: Heather.Landymore@macleoddixon.com

**23. TransAlta Cogeneration L.P.
and TransAlta Energy Corp.
("TransAlta")**

Rob Findlay
TransAlta Cogeneration L.P. and
TransAlta Energy Corp.
Box 1900, Station "M"
110 – 12th Avenue S.W.
Calgary AB T2P 2M1

Tel: 403-267-6947
Fax: 403-267-7355
e-mail: Rob_Findlay@transalta.com

AND

Elisabeth DeMarco
Macleod Dixon LLP
Toronto-Dominion Centre
Canadian Pacific Tower
100 Wellington St. W. Suite 500
Toronto ON M5K 1H1

Tel: 416-203-4431
Fax: 416-360-8277
e-mail: elisabeth.demarco@macleoddixon.com

AND

Heather Landymore, Associate
Macleod Dixon LLP
Toronto-Dominion Centre
Canadian Pacific Tower
100 Wellington St. W Suite 500
Toronto ON M5K 1H1

Tel: 416-202-6702
Fax: 416-360-8277
e-mail: Heather.Landymore@macleoddixon.com

**24. Low-Income Energy Network
(" LIEN")**

Malcolm Jackson
FRC Canada
194 Berkeley Street
Toronto ON M5A 2X4

Tel: 416-365-3195
Fax: 416-365-3023
e-mail: Malcolm.Jackson@symptatico.ca

AND

Juli Abouchar
Willms & Shier
4 King Street West, Suite 900
Toronto ON M5H 1B6

Voice: (416) 862-4336
Fax: (416) 863-1938
Email: jabouchar@willmsshier.com

AND

Paul H. Manning
4 King Street West, Suite 900
Toronto ON M5H 1B6

Voice: (416) 862-4843
Fax: (416) 863-1938
Email: pmanning@willmsshier.com

**25. Toronto Hydro-Electric
System Limited**

Colin McLorg
Manager Regulatory Affairs
Toronto Hydro-Electric System Limited
14 Carlton Street
Toronto ON M5B 1K5

Tel: 416-542-2513
Fax: 416-542-2776
e-mail: regulatoryaffairs@torontohydro.com

26. Jason F. Stacey B.Sc., MBA

Jason F. Stacey
Natural Gas Specialist
471 Lincoln Gate
Oakville ON L6H 3J8

Tel: 905-338-8786
Fax: 905-338-5348
e-mail: jfstacey@interlog.com

27. BP Canada Energy Company

Brian Troicuk
Regulatory Affairs Manager
BP Canada Energy Company
240 – 4 Avenue, S.W.
P.O.Box. 200
Calgary AB T2P 2H8

Tel: 403-233-1356
Fax: 403-233-5667
e-mail: brian.troicuk@bp.com

**28. Canadian Manufacturers &
Exporters (“CME”)**

Malcolm Rowan
CME Case Manager
Canadian Manufacturers & Exporters
361 Lytton Blvd.
Toronto ON M5N 1R9

Tel: 416-482-6612
Fax: 416-482-8446
e-mail: malcolmrowan@sympatico.ca

AND

Brian Dingwall
Barristers and Solicitors
355 Blythwood Road
Toronto ON M4N 1A7

Tel: 416-489-2205
Fax: 416-863-1007
e-mail: brian.dingwall@sympatico.ca

**29. The Federation of Northern
Ontario Municipalities (“FONOM”)**

Peter F. Scully Hon.B.A., LL.B.
Energy Consultant
92 Logan Boulevard
Toronto ON M4M 2M8

Phone 416-465-0488
Fax 416-465-2860
Cell 416-399-9072
Email: pscully67@hotmail.com