

October 30, 2009

Ontario Energy Board
2300 Yonge Street
Suite 2700
Toronto, Ontario
M4P 1E4

Attention: Ms. Kirsten Walli, Board Secretary

**RE: EB-2009-0166 - Union Gas Limited - 2010 Demand Side Management Plan
Cost Claim Comments**

Dear Ms. Walli,

Union Gas Limited (“Union”) has reviewed the intervenor cost claims for the EB-2009-0166 Application and has concerns with the cost claim of the Low Income Energy Network (“LIEN”). Union’s primary concern with the cost claim of LIEN is that, when compared to other intervenors in Union’s 2010 Demand Side Management (“DSM”) Plan, the total number of hours expended appears to be disproportionately high.

In their letter dated October 15, 2009, LIEN requested costs based on 33.3 hours, consisting of 17.9 hours for Mr. Manning, 11.4 hours for Ms. Richards, 5.0 hours of which was spent preparing the cost claim, and 4.0 hours for Ms. Fraser. The total hours submitted exceed the average number hours of the other intervenor groups (calculated excluding LIEN) by 24.4 hours. The hours claimed by Mr. Manning alone exceed the hours claimed by any other intervenor.

Given the level of involvement of LIEN during Union’s 2010 DSM Plan relative to other intervenors and the fact that the DSM plan did not include any low-income programs per the Board’s direction, Union does not see any basis on which LIEN is able to justify the total hours claimed.

Yours truly,

[original signed by]

Chris Ripley
Manager, Regulatory Applications

cc: Mr. Michael Penny, Torys
EB-2009-0166 Intervenors

EB-2009-0166 Cost Claims

<u>Intervenor</u>	<u>Hours</u>
LIEN	33.3
CME	16.1
GEC	8.9
IGUA	7.1
LPMA	3.5