



**IBERDROLA** /Canada  
Energy Services

**BY E-MAIL & COURIER**

October 30, 2009

Ms. Kirsten Walli  
Board Secretary  
Ontario Energy Board  
P.O. Box 2319  
2300 Yonge Street, 27th Floor  
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: Notice of Revised Proposal to Make a Rule  
*Storage and Transportation Access Rule (STAR)*  
EB-2008-0052**

Iberdrola Canada Energy Services Ltd. ("Iberdrola", formerly PPM Energy Canada Ltd.) welcomes the opportunity to comment on the Ontario Energy Board's Notice of a Revised Proposal to Make a Rule, Storage and Transportation Access Rule ("STAR") dated September 18, 2009.

Iberdrola's corporate family is one of largest renewable energy companies in the world and operates natural gas storage and hub service facilities throughout the United States and in Alberta. In addition, Iberdrola operates a sizeable natural gas marketing business in the United States and Canada. In the Ontario market, Iberdrola buys and sells large volumes of natural gas and is a significant transportation and storage customer of Enbridge Gas Distribution, and as such is directly affected by the Board's proposed STAR.

Iberdrola strongly objects to changes in the latest iteration of the proposed STAR that would require transmitters and storage companies to disclose information contained in their customer contracts. The provision of prime concern to Iberdrola is section 3.1.4, which requires the semi-annual disclosure of pricing and revenue information for each customer. Iberdrola is also concerned about section 2.3.7 (which requires the disclosure of existing transportation contracts) and the index of customers and customer-specific information that transmitters and storage companies must post under

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sections 4.2.4 and 4.2.5 of the proposed STAR. Iberdrola considers the information subject to disclosure under these provisions to be commercially sensitive and is concerned that if disclosed, that information would seriously prejudice Iberdrola's competitive position.

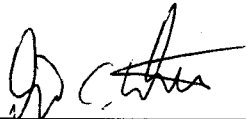
Further, Iberdrola believes that the disclosure of such information is not necessary to foster the development of a competitive storage market in Ontario and is inconsistent with the concept of forbearance that was endorsed by the Board in its NGEIR decision. Iberdrola, as a transportation and storage customer in Ontario, has not asked for and does not require regulatory protection from transmitter and storage companies when operating in a competitive market. Iberdrola does not need the details of competitors' transportation or storage transactions, nor does it want the details of its own transportation or storage transactions disclosed to its competitors. Such is the nature of a competitive marketplace. With the deregulation of the storage market, Iberdrola questions why the Board would play any role in mandating the release of such information into the marketplace. Moreover, such information will be of little or no value to customers, and can potentially lead to significant distortions in the marketplace, when it is presented without the necessary context in which those prices were negotiated (which includes other conditions of service, development cost, market conditions, creditworthiness, type of injection/withdrawal curve, *etc.*). This is particularly true for the disclosure of information from existing contracts that were negotiated under a previous regulatory regime.

Accordingly, Iberdrola urges the Board to reconsider this issue when formulating the final version of STAR and delete sections 2.3.7 and 3.1.4 entirely from the proposed STAR. Iberdrola also requests that the Board make a clear policy statement that the disclosure of pricing information is not required as part of the index of customers under either section 4.2.4 or section 4.2.5.

Should you have any questions or concerns about these comments, please do not hesitate to contact the undersigned.

Sincerely,

**IBERDROLA CANADA ENERGY SERVICES LTD.**



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Daniel White  
Vice President