500 Consumers Road
North York, ON M2J 1P8
PO Box 650
Scarborough ON M1K 5E3

Norm Ryckman
Director, Regulatory Affairs
Tel 416-753-6280
Fax 416-495-6072
Email norm.ryckman@enbridge.com

VIA COURIER AND EMAIL

December 11, 2009

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Dear Ms. Walli:

Re: EB-2009-0055 (2008 Deferral and Variance Accounts)

In its Decision and Order in EB-2009-0055, the Ontario Energy Board approved the balances in Enbridge Gas Distribution Inc.'s 2008 Deferral and Variance Accounts, and ordered Enbridge to clear those balances in two equal instalments during the October 2009 and November 2009 billing cycles.

By way of a letter dated September 2, 2009, Enbridge requested that the Board's Order be varied to allow Enbridge to clear the Deferral and Variance Account balances in 2010. As explained in this letter (a copy of which is attached), Enbridge proposed that the clearance of the Accounts occur at the earliest opportunity upon stabilization of the Company's new Customer Information System (CIS). The Board received submissions regarding the request to vary the EB-2009-0055 Order and, on September 17, 2009, it issued a further Order (copy attached) which requires Enbridge to report, no later than the time of filing of its January 1, 2010 QRAM application, on the advisability and proposed timing of the clearance of the Deferral and Variance Accounts.

At this time, circumstances remain as described in the attached letter of September 2nd. In order to facilitate the early operations of the new CIS, Enbridge has concluded that is it not advisable to proceed with the clearance of the Deferral and Variance Accounts in conjunction with the January, 1, 2010

QRAM. Enbridge now anticipates that clearance will coincide with the April 1, 2010 QRAM. The balances will be cleared to customers in two equal monthly instalments.

Yours truly,

per Robert Bourke

Norm Ryckman
Director, Regulatory Affairs

cc: Mr. Fred Cass, Aird & Berlis LLP
All Interested Parties EB-2008-0219/EB-2009-0172

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North York, ON M2J 1P8
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Scarborough ON M1K 5E3

Norm Ryckman
Director, Regulatory Affairs
Tel 416-753-6280
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ENBRIDGE

VIA COURIER AND EMAIL

September 2, 2009

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Toronto, Ontario
M4P 1E4

Dear Ms. Walli:

Re: EB-2009-0055 (2008 Deferral and Variance Accounts) and EB-2009-0309 (QRAM Application)

In its Decision and Order in EB-2009-0055, the Ontario Energy Board (the "OEB", or the "Board") approved the balances in Enbridge Gas Distribution Inc.'s 2008 Deferral and Variance Accounts, and ordered Enbridge to clear those balances in two equal installments during the October 2009 and November 2009 billing cycles. The Board ordered that this clearance will coincide with Enbridge's October 1, 2009 QRAM. For the reasons set out below, Enbridge respectfully requests that the Board's Order be varied to allow and direct Enbridge to clear the balances in its 2008 Deferral and Variance Accounts in 2010.

The Company is in the process of implementing its new Customer Information System ("CIS") in September of 2009. This is a significant undertaking that is the culmination of approximately two years of extensive effort.

Enbridge is pleased to confirm that billing using the new CIS will commence as of mid-September. Naturally, the Company wants to ensure that the switch-over of its customers to the new billing system is as smooth as possible and that adequate time and resources are dedicated to address problems should they arise. To this end, the parties most closely involved with the implementation of the new CIS (which include TMG Consulting, Sapient Canada and Enbridge's own steering committee) have recommended that steps be taken to avoid the potential complications that could arise from additional billing activities during the first several months of operation. Those parties have specifically identified the collection of 2008 deferral and variance account balances as an activity that should be avoided in the early operations of the new CIS and have recommended that this be delayed. Unlike the gas cost adjustment (i.e., QRAM adjustment) which is applied to customer bills on a forward looking basis, clearance of the 2008 deferral and variance accounts relies on historic consumption data and therefore requires additional processes and steps in order to facilitate collection of the amounts from customers.

The recommendation to delay clearance of the 2008 deferral and variance accounts did not arise until an August 31st meeting of the parties involved in the CIS implementation. Since that time, Enbridge has taken prompt action to amend its October 1 QRAM Application and formulate this request.

In these circumstances, Enbridge requests, pursuant to Part VII of the Board's Rules of Practice and Procedure, that the Board review and vary its Decision and Order in EB-2009-0055.

Specifically, Enbridge requests that the Board vary paragraphs 2 and 3 of its Order in EB-2009-0055, so that they read as follows:

2) The clearance of the deferral and variance accounts will occur at the earliest opportunity upon stabilization of the new CIS. Currently it is anticipated that collection will coincide with the January 1, 2010 QRAM. The balances will be cleared to customers in two equal monthly installments.

3) For purposes of clearance, Enbridge shall include in the appropriate QRAM application, similar schedules, as indicated in Appendix "A", reflective of the balances approved in this Decision and Order.

As there is some urgency to this request, we would be grateful if it could be addressed at the Board's early convenience.

Should you have any questions, please contact me.

Yours truly,

Norm Ryckman
Director, Regulatory Affairs
Encl.

cc: Mr. David Stevens, Aird & Berlis LLP
All Interested Parties EB-2008-0219 and EB-2009-0055

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Ontario Energy Board

Commission de l'énergie de l'Ontario

EB-2009-0055

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

AND IN THE MATTER OF an Application by Enbridge Gas Distribution Inc. for an order or orders amending or varying the rate or rates charged to customers as of October 1, 2009.

BEFORE: Pamela Nowina
Presiding Member and Vice Chair

Paul Sommerville
Member

SUPPLEMENTARY DECISION AND ORDER

Deferral and Variance Accounts

Enbridge Gas Distribution Inc. ("Enbridge" or the "Applicant") filed an application, dated March 18, 2009 (the "Application"), with the Ontario Energy Board (the "Board") under section 36 of the Ontario Energy Board Act, S.O. 1998, c.15, Schedule B (the "Act") for an order approving the disposition of balances in certain deferral or variance accounts. The Board assigned file number EB-2009-0055 to the Application and issued a Notice of Application dated April 1, 2009. The Board issued its Decision and Order on the matter on August 7, 2009 (the "Order").

On September 2, 2009, the Board received a letter from Enbridge seeking to vary the Order to alter the timing of the clearances of the balances in the deferral and variance accounts. In its Order, the Board had ordered the clearances to occur in October and November of 2009 to coincide with the October 1, 2009 quarterly commodity rate adjustment process for Enbridge ("QRAM"). In its letter, Enbridge requested that the clearance dates be postponed until 2010 when it expects that its new Customer Information System ("CIS") will be able to facilitate the billing of the clearances.

The Board issued Procedural Order No. 3 on September 4, 2009 which outlined a process for parties to make submissions on Enbridge's request to vary the Order.

The Board received submissions from the Industrial Gas Users Association ("IGUA"), Canadian Manufacturers & Exporters ("CME") and Energy Probe Research Foundation ("Energy Probe"). No party objected to Enbridge's request. CME, however, suggested that the Board order the clearances for January and February of 2010 and if the CIS billing system is still unable to handle it, then Enbridge should apply for another vary order.

Enbridge replied that while it continues to expect that it will be in a position to clear its 2008 Deferral and Variance Accounts in January and February 2010, it will not know for certain whether that is advisable for some time. In keeping with this, Enbridge proposed that as part of its January 1, 2010 QRAM Application, it will either request the clearances of its 2008 Deferral and Variance Accounts in January and February 2010 or, if that is still not advisable, it will inform the Board of when the clearances will be effected.

The Board finds that Enbridge's proposal is acceptable. The Board will therefore await notice from Enbridge in its January 2010 QRAM Application on the appropriate timing of the clearances, including the advisability of clearing the accounts in January and February of 2010. The Board notes that the January 1, 2010 QRAM Application filing is expected on or around the first of December 2009.

THE BOARD THEREFORE ORDERS THAT:

1. The Board's August 7, 2009 Order is hereby varied to remove the requirement for the clearances of the deferral and variance accounts to coincide with the October 1, 2009 QRAM.

2. Enbridge shall report to the Board no later than the time of its filing for the January 1, 2010 QRAM on the advisability and proposed timing of the clearances of the deferral and variance accounts.

3. IGUA, CME and Energy Probe shall be eligible to submit to the Board, and provide a copy to Enbridge, any supplemental cost claim relating to this portion of the proceeding within 10 days of the day of this Decision and Order.

4. Enbridge shall file with the Board and forward these parties any objections to the claimed costs within 15 calendar days from the date of this Decision and Order.

5. Intervenors whose cost claims have been objected to may file with the Board and forward to Enbridge any responses to any objections for cost claims within 20 calendar days of the date of this Decision and Order.

6. All filings to the Board must quote file number EB-2009-0055, and consist of two paper copies and one electronic copy in searchable / unrestricted PDF format filed through the Board's web portal at www.errr.oeb.gov.on.ca. Filings must clearly state the sender's name, postal address and telephone number and, if available, a fax number and e-mail address. Please use the document naming conventions and document submission standards outlined in the RESS Document Guideline found on the "e-Filing Services" webpage of the Board's website at www.oeb.gov.on.ca. If the web portal is not available you may email your document to BoardSec@oeb.gov.on.ca.

DATED at Toronto, September 17, 2009
ONTARIO ENERGY BOARD

Original signed by

Kirsten Walli
Board Secretary