

VIA E-MAIL (RESS)

December 31, 2009

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

RE: EB-2008-0411 Extension for Intervenor Comments to Under-Recovery Calculation

In the Board's Decision in the Leave to Sell proceeding, the Board provided Union Gas with 30 days to submit evidence for the determination of Under-recovery of the pipeline in recent years. The Board provided intervenors with 10 days to review and respond to Union's estimation.

With Union's submission on the afternoon of Dec. 23rd, the next ten days are predominately weekend and stat holidays during the Christmas season creating challenges for an effective review. While we have started that review, key resources are unavailable to us until Monday, January 4th.

Therefore, we would respectfully request an extension of the Board deadline until later in the week, preferably January 8th.

Respectfully Submitted on Behalf of FRPO,



Dwayne R. Quinn
Principal
DR QUINN & ASSOCIATES LTD.

cc: C. Ripley – Union Gas
N. McKay – Board Staff
Other Intervenors