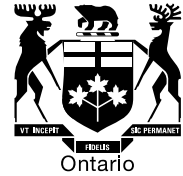


**Ontario Energy
Board**
P.O. Box 2319
27th. Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

**Commission de l'énergie
de l'Ontario**
C.P. 2319
27e étage
2300, rue Yonge
Toronto ON M4P 1E4
Téléphone: 416- 481-1967
Télécopieur: 416- 440-7656
Numéro sans frais: 1-888-632-6273



EMAIL ONLY

November 6, 2007

Mr. J. Alick Ryder, Q.C.
Ryder Wright Blair & Holmes LLP
333 Adelaide Street West, 3rd Floor
Toronto ON M5V 1R5

Dear Mr. Ryder:

**Re: Application Regarding a T1 Contract Between
Union Gas Limited and LANXESS Inc. (EB-2007-0717)**

The Board is in receipt of your letter dated November 1, 2007 which requests that the City of Kitchener be provided with a confidentiality undertaking to permit it and its counsel to examine the full LANXESS contract filed by Union Gas Limited ("Union") with the Board in confidence.

The Board considers its October 29, 2007 Decision and Order in this proceeding to be a ruling which determines the confidentiality issue conclusively and applies to all parties. No party or their counsel will be permitted access to the full unredacted LANXESS contract.

In your letter, you suggest that the scope of this proceeding includes storage services made available at market-based rates. It is the Board's view that the NGEIR decision of November 7, 2006 decided that issue conclusively, and it will not form part of this proceeding.

Yours truly,

Original signed by

Kirsten Walli
Board Secretary

- c. Chris Ripley, Union Gas Limited
- Mark Murray, Union Gas Limited
- Murray Newton, Industrial Gas Users Association
- Jim Gruenbauer, City of Kitchener
- Peter C.P. Thompson, Borden Ladner Gervais LLP
- Terry Furlotte, LANXESS Inc.
- Scott Ebner, St. Clair Power LP