

June 4, 2010

Ms. Kirsten Walli, Board Secretary
ONTARIO ENERGY BOARD
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

Re: EB-2010-0055: Union Gas Limited 2011 Demand Side Management (DSM) Plan Application.

Industrial Gas Users Association (IGUA) Request for Late Intervention.

We write as legal counsel to IGUA.

Application for Late Intervenor Status.

IGUA hereby applies for late intervenor status in this application.

As counsel for IGUA, we received a copy of the captioned application directly from Union when it was filed with the Board under cover of Union's letter dated April 30, 2010. However, likely due to the writer's own inadvertence, we did not note receipt of the Board's May 17, 2010 Notice of Application herein. That May 17 Notice came to the writer's attention yesterday in review of the Board's web page for this matter.

The Board has not yet posted to the web page for this matter a procedural order. We thus assume that, save for some intervening requests for intervention, the record herein has not progressed past the Notice of Application stage.

Description of IGUA.

IGUA is an association of industrial companies located in the Canadian provinces of Manitoba, Ontario and Québec who use natural gas in their industrial operations. IGUA was first organized in 1973 and it provides a coordinated and effective public policy and regulatory voice for those industrial firms depending on natural gas as a fuel or feedstock. IGUA has become the recognized voice representing the industrial user of natural gas before regulatory boards and governments at both the provincial and national levels.

Nature and Scope of IGUA's Intended Participation.

IGUA has an established history of engagement in rate and policy matters related to Ontario's two main natural gas distributors, including in particular, in the context of this application, DSM policy development and program approval applications. Much of Union's DSM savings come from the industrial customer segment, and a significant portion of Union's DSM budget is funded by its industrial customers.

IGUA intends to review Union's 2011 DSM Plan for consistency with the Board's established framework, and to consider any changes to the plan relative to the 2010 plan.

Costs.

IGUA also hereby requests that it be determined eligible for recovery of its reasonably incurred costs of its intervention herein.

As a party primarily representing the direct interests of industrial consumers (i.e. ratepayers) in relation to regulated services, IGUA has in the past been determined to be eligible for cost awards pursuant to section 3.03(a) of the Board's *Practice Direction on Cost Awards*.

Request for Written Evidence and Contact Information.

IGUA requests that copies of written evidence and all circulated correspondence related to this matter be directed to it as follows:

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