



By electronic filing and by e-mail

June 11, 2010

Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
27th floor
Toronto ON M4P 1E4

Dear Ms Walli,

Enbridge Gas Distribution Inc.
Approval of Proposed Transportation Tariff Application
Board File No.: EB-2010-0177
Our File No.: 339583-000073

This letter is further to our letter of June 7, 2010, seeking cost award eligibility in this proceeding for our client, Canadian Manufacturers & Exporters ("CME").

We are providing these submissions pursuant paragraph 4 of the Notice of Application and Procedural Order #1 dated May 27, 2010.

We have reviewed the documents attached to the Application filed by Enbridge Gas Distribution Inc. ("EGD") and, in particular, Appendix B, the Rate 331 rate schedule, and Appendix C, the Tariff, consisting of the following seven (7) sections:

1. Defined Terms,
2. FT Service Schedule,
3. IT Service Schedule,
4. General Terms and Conditions,
5. FT Service Agreement,
6. IT Service Agreement, and
7. Service Request Form.

The object of our review of these documents was to assure that their terms are reasonably compatible with the Storage, Transportation and Access Rule ("STAR") and, in

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particular, with the Board's June 3, 2010 Decision pertaining to the transportation tariffs submitted by Union Gas Limited ("Union").

We believe that the documents submitted by EGD are compatible with STAR and the Board's June 3, 2010 Decision. In particular, we note that EGD has incorporated the phrase "acting reasonably" into those provisions of its Tariff that confer authority on the carrier to make determinations in an exercise of its discretion. This phrase can be found in Section 5.3 of the FT Service Schedule, and in Section 3.5 of the IT Service Schedule, as well as in Sections 2.2, 2.4, 6.1 and 9.9 of the General Terms and Conditions ("GTC").

We believe that there is a typographical error in line 2 of article 3.4 of each of the FT and IT Service Schedules. Each of these articles refers to "... suspension, as provided in Section 4.3 ... of the General Terms and Conditions...". We think that the reference should be to Section 3.3 of the GTC, and not to Section 4.3 thereof.

We request an award of our reasonably incurred costs pertaining to the time that we have spent in reviewing these documents.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Peter C.P. Thompson', followed by a long horizontal flourish.

Peter C.P. Thompson, Q.C.

PCT\slc

c. Norm Ryckman (EGD)
Paul Clipsham (CME)
Vince DeRose

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