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June 30, 2010

By Overnight Courier and RESS

Kirsten Walli, Board Secretary
ONTARIO ENERGY BOARD
P.O. Box 2319
2300 Yonge Street, 27th Floor
Toronto, Ontario M4P 1E4

Dear Ms. Walli:

**Re: EB-2010-0039: Union Gas Limited 2009 Earnings Sharing & Deferral/Variance
Account Disposition**

Industrial Gas Users Association ("IGUA") - Undertakings as to Confidentiality.

In accordance with Rule 10 of the Ontario Energy Board's *Rules of Practice and Procedure* and section 6.1.1 and 6.1.2 of the *Board's Practice Direction on Confidential Filings*, attached please find our executed Forms of Declaration and Undertaking for the above-noted proceeding.

These undertakings are being provided so that we may receive a copies of Union's responses to interrogatories of Board Staff question 9, CME question 18 and FRPO question 18 as per Union's letter of June 28th, 2010 regarding confidentiality.

June 30, 2010

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If you have any questions, please do not hesitate to contact me.

Yours truly,



Nicki Pellegrini
Regulatory Coordinator

/np
Enclosure

c. Chris Ripley (Union Gas)
Crawford Smith (Torys)

Form of Declaration and Undertaking

EB-2010-0039

ONTARIO ENERGY BOARD

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 Union Gas Limited for an Order or Orders amending or varying the rate or rates charged to customers as of October 1, 2010.

DECLARATION AND UNDERTAKING

I, Ian A. Mondrow, am counsel of record for the Industrial Gas Users Association (IGUA).

DECLARATION

I declare that:

1. I have read the *Rules of Practice and Procedure* of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
2. I am not a director or employee of a party to this proceeding for which I act or of any other person known by me to be a party in this proceeding.
3. I understand that this Declaration and Undertaking applies to all information that I receive in this proceeding and that has been designated by the Board as confidential and to all documents that contain or refer to that confidential information ("Confidential Information").
4. I understand that execution of this Declaration and Undertaking is a condition of an Order of the Board, that the Board may apply to the Superior Court of Justice to enforce it.

UNDERTAKING

I undertake that:

1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.
2. I will not divulge Confidential Information except to a person granted access to such Confidential Information or to the Board.
3. I will not reproduce, in any manner, Confidential Information without the prior written approval of the Board. For this purpose, reproducing Confidential Information includes scanning paper copies of Confidential Information, copying the Confidential Information onto a diskette or other machine-readable media and saving the Confidential Information onto a computer system.
4. I will protect Confidential Information from unauthorized access.
5. I will, promptly following the end of this proceeding or within 10 days after the end of my participation in this proceeding:
 - (a) return to the Board Secretary, under the direction of the Board Secretary, all documents and materials in all media containing Confidential Information, including notes, charts, memoranda, transcripts and submissions based on such Confidential Information; or
 - (b) destroy such documents and materials and file with the Board Secretary a certification of destruction in the form prescribed by the Board pertaining to the destroyed documents and materials.

For this purpose, the end of this proceeding is the date on which the period for filing a review or appeal of the Board's final order in this proceeding expires or, if a review or appeal is filed, upon issuance of a final decision on the review or appeal from which no further review or appeal can or has been taken.

6. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking.

Dated at City of Toronto this 29th day of June, 2010.

Signature: _____

Ian A. Mondrow
Macleod Dixon LLP
Toronto-Dominion Centre, TD Waterhouse Building
79 Wellington Street West
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Form of Declaration and Undertaking

EB-2010-0039

ONTARIO ENERGY BOARD

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 Union Gas Limited for an Order or Orders amending or varying the rate or rates charged to customers as of October 1, 2010.

DECLARATION AND UNDERTAKING

I, Nicki Pellegrini, am Regulatory Coordinator at Macleod Dixon LLP.

DECLARATION

I declare that:

1. I have read the *Rules of Practice and Procedure* of the Ontario Energy Board (the "Board") and all Orders of the Board that relate to this proceeding.
2. I am not a director or employee of a party to this proceeding for which I act or of any other person known by me to be a party in this proceeding.
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6. I will inform the Board Secretary immediately of any changes in the facts referred to in this Declaration and Undertaking.

Dated at City of Toronto this 29th day of June 2010.

Signature: N. Pellegrini

Nicki Pellegrini, Regulatory Coordinator
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