

October 29, 2007

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, ON M4P 1E4

Dear Ms. Walli:

Re: EB-2007-0606/EB-2007-0615

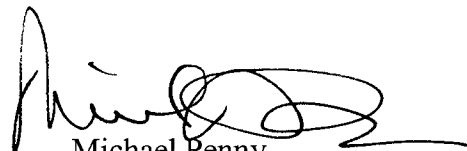
I am counsel to Union Gas Limited in connection with Union's application for new rates effective January 1, 2008. I am writing to you in connection with Rules 10 and 29.02 of the OEB's Rules of Practice and Procedure and the OEB's Practice Direction on Confidential Filings.

In this proceeding, the School Energy Coalition has requested production of Union's last two quarterly and last annual confidential RRR filings with the OEB.

Union is prepared to produce the requested documents pursuant to an OEB order directing same and providing for suitable confidentiality undertakings and prohibitions against trading.

Union therefore requests an order of the OEB directing production of Union's 2006 annual RRR filing and the last two 2007 quarterly RRR filings with the OEB subject to receipt of an executed declaration and undertaking in the form attached.

Yours very truly,



Michael Penny

MAP/jeb
Attachment

Form of Declaration and Undertaking

EB-2007-0606
EB-2007-0615

IN THE MATTER OF the *Ontario Energy Board Act*, 1998,
S.O. 1998, c. 15 (Sched. B);

AND IN THE MATTER OF an Application by Union Gas Limited for an Order or Orders approving a multi-year incentive rate mechanism to determine rates for the regulated distribution, transmission and storage of natural gas, effective January 1, 2008;

AND IN THE MATTER OF an Application by Enbridge Gas Distribution Inc. for an Order or Orders approving or fixing rates for the distribution, transmission and storage of natural gas, effective January 1, 2008;

AND IN THE MATTER OF a combined proceeding Board pursuant to section 21(1) of the *Ontario Energy Board Act*, 1998.

DECLARATION AND UNDERTAKING

I, _____, am counsel of record or a consultant for

_____.

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 designed 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

1. I will use Confidential Information exclusively for duties performed in respect of this proceeding.

2. Once in receipt of Confidential Information I will not trade in securities of Union Gas Limited or any affiliated corporation until and unless Union certifies that the Confidential Information is in the public realm.
3. I will not divulge Confidential Information except to a person granted access to such Confidential Information pursuant to this form of Declaration and Undertaking or to the Board.
4. 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.
5. I will protect Confidential Information from unauthorized access.
6. 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.

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

Dated at Toronto this _____ day of _____, 2007.

Signature: _____

Name:

Company/Firm:

Address:

Telephone:

Fax:

E-mail: