

August 27, 2010

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VIA E-MAIL

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street
Suite 2700
Toronto, ON M4P 1E4

Dear Ms. Walli:

**Re: EB-2010-0042- Enbridge Gas Distribution Inc. 2009 Earnings Sharing mechanism
and Other Deferral and Variance Accounts Clearances**

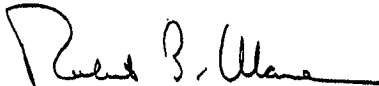
We are Counsel to the Consumers Council of Canada ("Council"). On April 16, 2010, Enbridge Gas Distribution Inc. ("EGD") applied to the Ontario Energy Board ("Board") for an order approving the disposition of balances in certain deferral and variance accounts. The Board scheduled a Settlement Conference on June 21 and June 22, 2010. A Settlement Agreement was reached among the parties and filed with the Board on June 29, 2010.

The Settlement Agreement resulted in the settlement of all issues with the exception of one. The one remaining issue is regarding the amount of stock-based compensation ("SBC") to be included in EGD's 2009 earnings sharing mechanism calculations. On August 20, 2010, EGD filed its Argument in Chief.

We have reviewed the submissions of the Vulnerable Energy Consumers Coalition, the School Energy Coalition ("SEC") and the Building Owners and Management Association. We are generally supportive of the submissions made by these parties. Specifically, we urge the Board to adopt the recommendations put forward by SEC. We have no further submissions to make.

Yours truly,

WeirFoulds LLP



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