

August 9, 2011

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

Dear Ms. Walli:

**Re: EB-2011-0038 – Union Gas Limited – 2010 Earnings Sharing and Disposition of  
Deferral Account and Other Balances**

On August 3, 2011 the Board convened a settlement conference for Union's 2010 Earnings Sharing and Disposition of Deferral Account and Other Balances proceeding (EB-2011-0038). Union and Intervenor were unable to reach a settlement. Union requests all issues proceed to hearing on September 19 and 20, 2011 as ordered in Procedural Order No. 2.

Yours truly,

*[Original signed by*

Chris Ripley  
Manager, Regulatory Applications

c.c.: Crawford Smith, Torys  
EB-2011-0038 Intervenor

CR/la