

VIA E-MAIL, RESS & COURIER TO THE BOARD

September 6, 2011

Ontario Energy Board
P.O. Box 2319
27th Floor
2300 Yonge Street
Toronto ON M4P 1E4

Attn: Kirsten Walli, Board Secretary

RE: EB-2011-0038 Union Gas ESM and Deferrals - CME Motion and Submissions

In Board Procedural Order No. 3, the Board directed parties in support of the Motion by CME, to file a Factum. While FRPO is not in a position to generate such a document, we want to communicate our support CME's motion and trust the Board will accept this communication as sufficient.

FRPO has been involved in Union Gas Deferral Account proceedings since EB-2009-0052. In that proceeding, we were concerned that there was not sufficient opportunity to understand nor to have confidence in Union's proposed dispositions and the underlying methodologies to ensure compliance with Board orders. Upon receiving the study prepared by Union, we were concerned that the methodologies were still not clarified as expected. As a result, in collaboration with CME and the City of Kitchener, we engaged our own expert to assist in additional discovery. Our collective efforts are contained in the record of this proceeding.

Given Union's refusal to provide responses to our more informed inquiry about past years, by this letter, we are communicating our support for CME's comprehensive motion.

Respectfully Submitted on Behalf of FRPO,



Dwayne R. Quinn
Principal
DR QUINN & ASSOCIATES LTD.

c. C. Ripley - Union Gas
V. Brescia