

October 3, 2011

By RESS & Courier

Ms. Kristi Walli  
Board Secretary  
Ontario Energy Board  
2300 Yonge Street, 26th Floor  
Toronto, Ontario  
M4P 1E4

Dear Ms. Walli:

**RE: Union Gas Limited (“Union”)  
Sudbury Replacement Exemption Request  
EB-2010-0154**

This letter is to request that the Ontario Energy Board amend Condition of Approval 1.2 for the Leave to Construct Decision and Order for the Sudbury Replacement Project.

*1.2 Unless otherwise ordered by the Board, authorization for leave to construct shall be terminate December 31, 2011, unless construction has commenced prior to then.*

Union requests that the condition be amended to state that the authorization terminate December 31, 2012 instead of December 31, 2011.

As you are aware the purpose of this leave to construct application was to replace and relocate some of Union’s existing pipelines in the northeast section of the City of Greater Sudbury (“City”) so that Maley Road could be extended and expanded to a four lane roadway. Union has been informed by the City that this road work has been delayed. The City has not issued Union a Move Order for the pipeline. Union will not move the pipeline without that Order.

It is Union’s understanding that the City is committed to complete the Maley Road project as soon as possible, but needs to have the appropriate funding in place before starting construction. The City has informed Union that they may serve Union with a Move Order in 2012.

This is not a contentious project. Most of the work will be completed on Municipal property or road allowances, and the work is being completed at the request of the Municipality. Union does not believe there would be any objections to extending the period for the leave to construct approval.

For the above reasons, Union requests that Condition of approval 1.2 be amended to allow for construction in 2012.

If you require additional information, please contact myself at 519-436-5457.

Yours truly,

William Wachsmuth  
Senior Administrator, Regulatory Projects  
:mjp

cc: Neil McKay, Manager Facilities Applications  
Zora Crnojacki, Project Advisor