Ontario Energy Board P.O. Box 2319 27th. Floor 2300 Yonge Street Toronto ON M4P 1E4 Telephone: 416- 481-1967 Facsimile: 416- 440-7656 Toll free: 1-888-632-6273 Commission de l'Énergie de l'Ontario C.P. 2319 27e étage 2300, rue Yonge Toronto ON M4P 1E4 Téléphone; 416- 481-1967 Télécopieur: 416- 440-7656 Numéro sans frais: 1-888-632-6273



**BY E-MAIL ONLY** 

October 21, 2011

Ms. Marian Redford Manager, Regulatory Initiatives Union Gas Limited 50 Keil Drive North Chatham, Ontario, N7M 5M1

Dear Ms. Redford,

## Re: Union Gas Limited's 2012-2014 Demand Side Management Plan Board File No. EB-2011-0327

On September 30, 2011 Union Gas Limited ("Union") filed its 2012-2014 Demand Side Management ("DSM") Plan with the Board. Within Union's DSM Plan it requested, among other things, an interim order from the Board if a Board decision cannot be released by November 15, 2011 for the 2012-2014 DSM Plan.

The Board regards interim approval as an approval that remains in place until the Board renders its final decision on the application, and the interim approval remains subject to change in the final decision. Partial approval is different in that those specific elements, within the larger application, that receive approval through a partial decision will not be subject to change in the final decision.

Prior to the Board moving forward with this proceeding, the Board seeks further clarification from Union on its request for interim approval. Specifically, the Board would find it helpful if Union could respond to the questions below.

- Is Union requesting interim approval of parts of its 2012 DSM Plan, specifically its Resource Acquisition Programs, excluding the Large Industrial Rate T1/Rate 100 Program, its Low-Income Program and its 2012 DSM Budget, or is Union requesting partial approval of its 2012-2014 DSM Plan?
- 2. Please indicate if it is Union's understanding that it assumes all risk in the interim prior to a final Board decision. For example, if the Resource Acquisition Program is approved on an interim basis, but then not approved in the Board's final

decision, Union would be at risk for any funds spent on that program during the time the interim order was in place.

The Board requests that Union respond to this letter on or before Friday, October 28, 2011.

Yours truly,

Original signed by

Kirsten Walli Board Secretary

cc. Crawford Smith (Torys) EB-2011-0327 All Parties