

December 15, 2011

VIA RESS AND COURIER

Ms. Kirsten Walli
ONTARIO ENERGY BOARD
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File No. T988121

Dear Ms. Walli:

Re: EB-2011-0295 – Enbridge Gas Distribution Inc. (EGD) Multi-Year Demand Side Management (DSM) Plan

Industrial Gas Users Association (IGUA) Request for Intervention

Further to the Board's Notice of Application herein, we write as legal counsel to IGUA to request intervention on behalf of our client. This intervention request is filed following the time period set by the Board in its Notice of Application. Given that no intervening procedural or substantive steps have been taken, we respectfully submit that no party will be prejudiced by the granting, albeit slightly late, of this intervention request.

Description of IGUA

IGUA is an association of industrial companies located in the Canadian provinces of Manitoba, Ontario and Québec, who use natural gas in their industrial operations. IGUA was first organized in 1973 and it provides a coordinated and effective public policy and regulatory voice for those industrial firms depending on natural gas as a fuel or feedstock. IGUA has become the recognized voice representing the industrial user of natural gas before regulatory boards and governments at both the provincial and national levels.

Nature and Scope of IGUA's Intended Participation

IGUA has an established history of engagement in rate and policy matters related to Ontario's two main natural gas distributors, including in particular, in the context of this application, DSM policy development and program approval applications. Much of EGD's DSM savings come from the industrial customer segment, and a significant portion of EGD's DSM budget is funded by its industrial customers.

IGUA participated in the EGD DSM consultative discussions that resulted in the Settlement Agreement filed by EGD in support of this application, and supports the settlement of the issues addressed in that Settlement Agreement. As such, and should the Board accept the Settlement Agreement, IGUA anticipates that its involvement in this proceeding would be relatively limited.

One of IGUA's primary interests in respect of EGD's future DSM programming, EGD's program response to the direction in the Board's refreshed *DSM Guidelines for Natural Gas Utilities* (June 30, 2011) that DSM programs for large industrial gas consumers are no longer mandatory and will be evaluated on a case by case basis, has been addressed, for 2012, in the Settlement Agreement. IGUA supports the settlement of the participating parties on that issue. Another of IGUA's primary interests in respect of DSM, the mechanisms for stakeholder engagement, has been settled, and IGUA supports the settlement on that issue as well.

In respect of the two unsettled issues – i) whether the available shareholder incentive is escalated in proportion to the permitted increase above base in the low-income program budget and; ii) the appropriate methodology for allocating low-income DSM costs among rate classes – IGUA takes no position in this proceeding on the first such issue. IGUA will participate in the Board's consideration of the second issue.

IGUA has also considered the program initiatives proposed by EGD for 2012 in respect of its large industrial customers, and does not anticipate, for its part, raising any issues in respect of those programs for the 2012 program year. IGUA understands that program initiatives for the years beyond 2012 will be considered through future consultations by EGD and in future DSM filings by EGD.

Intention to Seek an Award of Costs

IGUA also hereby requests that it be determined eligible for recovery of its reasonably incurred costs of its intervention herein.

As a party primarily representing the direct interests of industrial consumers (i.e. ratepayers) in relation to regulated services, IGUA has in the past been determined to be eligible for cost awards pursuant to section 3.03(a) of the Board's *Practice Direction on Cost Awards*.

Request for Written Evidence and Contact Information

IGUA requests that copies of written evidence and all circulated correspondence related to this matter be directed to it as follows:

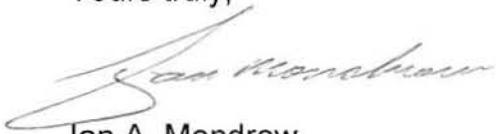
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Yours truly,



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