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March 14, 2012

BY EMAIL ONLY

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge St, Suite 2701
Toronto ON M4P 1E4

Dear Ms. Walli:

Board File No. EB-2011-0210
Union Gas Limited – 2013 Rates
Energy Probe – Comments on Proposed Issues List

Pursuant to the email from the Board Staff on March 13, 2012 please find Comments of Energy Probe Research Foundation (Energy Probe).

General

We agree with the proposed changes to the form and format of the Issues List as proposed by SEC.

However, we are somewhat concerned by the expansion of the list into secondary issues and would suggest where possible that under the primary topic, such as Rate Base-Capital Expenditures, the use of "including" be used to identify secondary issues without being limiting.

Specific Changes

We agree with the changes to content proposed by SEC and LPMA. In particular, we support changes to the scope of examination of the Cost of Capital, Affiliate Transactions, Human Resources Costs and addition of examination of Service Quality Performance.

Energy Probe has concerns with how the overview evidence in Exhibit A is addressed.

Energy Probe Research Foundation 225 BRUNSWICK AVE., TORONTO, ONTARIO M5S 2M6

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While issues covered in the Administration Section (A Evidence) are partly revisited elsewhere, in our view, these are material and properly covered in that overview section:

Overview (Exhibit A)

Are the forecasts of Natural Gas Market Conditions in 2013 and beyond and the impacts on Union, including turnback and mitigation actions by Union, appropriate? [Exhibit A2 Tab1 S1 & S4]

Are the Productivity gains realized under IRM sustained in 2013 and are productivity initiatives proposed for the test year appropriate? [Exhibit A2 Tab1 Schedule 1 Page 25]

We would also suggest that the issues proposed by SEC be included in this Section:

Has Union responded appropriately to all relevant Board directions from previous proceedings?

Are Union's economic and business planning assumptions for the Test Year appropriate?

Should you require additional information, please do not hesitate to contact me.

Yours truly,



David S. MacIntosh
Case Manager

cc: Chris Ripley, Union Gas Limited (By email)
Crawford Smith, Torys LLP (By email)
Roger Higgin, Sustainable Planning Associates (By email)
Intervenors of Record (By email)