

File # EB-2012-0314

September 10th, 2012.

Ontario Energy Board,
P.O. Box # 2300, 27th Floor,
2300 Young Street,
Toronto, Ontario, M4P-1E4.

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ONTARIO ENERGY BOARD

Attn: Kirsten Walli - Board Secretary

Dear Ms. Walli:

I have received and reviewed the Boards Procedural Order No. 1, dated August 30, 2012.

I am somewhat confused and at odds with this Order and will endeavor to state my concerns.

You will note that the Respondent in my Application is not Union Gas but the Ontario Energy Board.

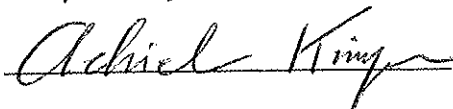
Union has refused to negotiate but stated it would abide by any Board Order. In my view Union has made their position perfectly clear and put the responsibility for resolution directly on the Board. To add - I do not have a contract with Union but by expropriation have a "contract" with the Board (which is the expropriation Agency).

I have endeavored to be "up front & transparent" with information I have at my disposal and grudgingly admit Union's position of "we follow orders of the Board" is up to a point correct.

The fly in the ointment is that under some circumstances the Storage operators are less than transparent, this instance being one. Union knew & the Board should have known that I was not being fully compensated for my portion of the residual gas.

Based on the evidence and references I provided I feel that the Board can & should make a decision on this Application.

Respectfully;



Achiel Kimpe