

AIRD & BERLIS LLP

Barristers and Solicitors

David Stevens

Direct: 416.865.7783

E-mail: dstevens@airdberlis.com

October 31, 2012

BY EMAIL AND FILED VIA RESS

Kirsten Walli
Board Secretary
Ontario Energy Board
2300 Yonge Street, Suite 2700
Toronto, ON M4P 1E4

Dear Ms Walli:

**Re: EB-2011-0354: Enbridge Gas Distribution application re. 2013 rates
Open Bill Access ("OBA") Agreement – continuing ADR discussions**

We represent Enbridge Gas Distribution Inc. ("Enbridge"). We write to update on the ongoing ADR discussions related to the outstanding aspects of the OBA Issue in Enbridge's 2013 rates proceeding (Issue D11).

In the Settlement Agreement filed with the Board on October 3, 2012, the parties indicated that all aspects of the OBA Issue were resolved, except for the terms of the OBA Agreement that governs the relationship between Enbridge and Billers. The terms of that resolution are set out as the "Partial Settlement" in relation to Issue D11. The terms of that Partial Settlement are unchanged in the updated Settlement Agreement filed with the Board on October 26, 2012.

Since October 3rd, the parties interested in the OBA Agreement have had continuing meetings and discussions, with a view to reaching agreement on the terms of the OBA Agreement that will apply in 2013. This process is continuing, and the parties remain optimistic that they will be able to reach resolution on the terms of the OBA Agreement.

Enbridge, with the support of the other parties interested in the OBA Agreement, requests that the Board allow the parties until Friday November 9th to continue their discussions around the OBA Agreement. Assuming that resolution can be reached by that time, the parties intend to file a Supplementary Settlement Agreement with the Board in respect of the outstanding aspect of Issue D11. In that event that no resolution is reached, the parties may ask the Board to consider and determine issues related to the terms of the OBA Agreement, as contemplated in Procedural Order No. 4.

Should you have any questions, please do not hesitate to contact me.

Yours very truly,

AIRD & BERLIS LLP



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cc. Enbridge Gas Distribution
All parties registered in EB-2011-0354

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