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## **By Electronic Filing**

April 26, 2013

Kirsten Walli  
Board Secretary  
Ontario Energy Board  
27<sup>th</sup> floor – 2300 Yonge Street  
Toronto, ON M4P 1E4

Dear Ms Walli,

**Enbridge Gas Distribution Inc. (“EGD”)**  
**Update to the DSM Multi-Year Plan for the Years 2013-2014**  
**Board File No.: EB-2012-0394**  
**Our File No.: 339583-000003**

We are writing on behalf of Canadian Manufacturers & Exporters (“CME”) to address the issues and process proposed by Environmental Defence (“ED”). In preparing this correspondence, we have had the benefit of reviewing EGD’s correspondence of earlier today.

As a signatory to the Settlement Agreement, CME supports the position taken by EGD with respect to the issues and process proposed by ED. That said, CME wishes to clarify one issue.

In its commentary on the proposed process, EGD notes that reductions or increases in one area of the DSM Plan, including the budget, may have financial implications in other areas of the DSM Plan, which may or may not be acceptable to some or all of the parties involved in the Settlement Agreement. This is the rationale for the Settlement Agreement not being severable.

The process proposed by ED, and the procedures and steps set out in EGD’s correspondence of today, do not contemplate the procedural steps that would be required if the agreed-upon DSM budget for 2014 is rejected. If the Board determines that the 2014 DSM budget, as contemplated by the Settlement Agreement, should be altered, then there is no Settlement Agreement. At that point, all issues would be considered unsettled.

If this occurs, CME’s agreement on the immediate process and procedures set out in EGD’s correspondence is not a waiver of its rights to subsequently scrutinize any and all of the unsettled issues.

CME does not believe that it is necessary to establish a further process at this time. Such further procedural steps should be established only if the settlement agreement is rejected.

If you have any questions or concerns, do not hesitate to contact me directly.

Yours very truly,

A handwritten signature in dark ink, appearing to read 'V. DeRose', followed by a long horizontal line extending to the right.

Vincent J. DeRose

c. Norm Ryckman (EGD)  
Dennis O'Leary (Aird & Berlis)  
Interested Parties EB-2012-0394  
Paul Clipsham

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