



Jay Shepherd

Professional Corporation
2300 Yonge Street,
Suite 806
Toronto, Ontario M4P 1E4

BY EMAIL and RESS

June 3, 2013
Our File No. HV13-0001

Ontario Energy Board
2300 Yonge Street
27th Floor
Toronto, Ontario
M4P 1E4

Attn: Kirsten Walli, Board Secretary

Dear Ms. Walli:

Re: EB-2013-0099 – Enbridge Open Bill Access

We are counsel for the HVAC Coalition. We have received a copy of a letter dated June 3, 2013 from counsel for Enbridge detailing a proposed alternative procedure for this proceeding.

We confirm that Enbridge consulted with HVAC and others with respect to expediting the procedure in this matter. While there are a few controversial aspects of the Application, in general HVAC, and other stakeholders with whom we have discussed this, believe that appropriate resolution of those aspects, and the overall Application, may well be possible through direct discussions.

If that process is successful, then to the extent that the record needs to be augmented to allow the Board to reach its decision, that can be done through appendices to the Settlement Agreement, as is often done in other proceedings. Conversely, if that process is not completely successful, discovery may be required to complete the record, but it would likely be more focused, and perhaps even implemented by agreement (e.g. updated evidence from Enbridge that includes all questions parties would otherwise ask).



Jay Shepherd Professional Corporation

We therefore agree with Enbridge that the simplified approach they have proposed may be in everyone's interests, and may promote regulatory efficiency.

All of which is respectfully submitted.

Yours very truly,

JAY SHEPHERD P. C.

Jay Shepherd

cc: Martin Luymes, HVAC (email)
Interested Parties