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June 13, 2013

VIA RESS AND COURIER

Ms. Kirsten Walli ONTARIO ENERGY BOARD P.O. Box 2319, 27<sup>th</sup> Floor 2300 Yonge Street Toronto, Ontario M4P 1E4 Ian A. Mondrow Direct: 416-369-4670 ian.mondrow@gowlings.com

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File No. T995818

Dear Ms. Walli:

## Re: EB-2012-0394: Enbridge Gas Distribution Inc. (EGD) 2012-2014 Demand Side Management (DSM) Plan Update.

## Industrial Gas Users Association (IGUA) Comment on Environmental Defence Submissions regarding Acceptance of Settlement Agreement.

IGUA has had the benefit of reviewing the arguments of EGD and Environmental Defence (ED) in respect of whether the Settlement Agreement submitted by EGD and the other intervenors should be accepted, or whether the Board should proceed to set aside the settlement and proceed to hear EGD's application for approval of its DSM Plan Update. IGUA has also had the benefit of considering SEC's brief post-argument comments.

ED's caveat on increasing the DSM budget in order to secure all potential cost effective DSM is that there be no undue delivery rate impact. EGD has made the point that the ratepayer intervenors who negotiated the Settlement Agreement and thereby endorsed the DSM budgets proposed in that agreement have effectively indicated that the settled budget levels are at the point beyond which, in the view of the ratepayer representatives, the delivery rate impact would be undue. As representative of industrial ratepayers, IGUA endorses EGD's point.

Yours truly,

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Ian A. Mondrow

c: Dr. Shahrzad Rahbar, IGUA Norm Ryckman, EGD Dennis O'Leary, Aird & Berlis LLP Michael Bell, OEB Staff Michael Millar, OEB Staff Legal Counsel Intervenors of Record

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