

August 7, 2013

BY COURIER (2 COPIES) AND EMAIL

Ms. Kirsten Walli
Board Secretary
Ontario Energy Board
P.O. Box 2319
2300 Yonge Street, Suite 2700
Toronto, Ontario M4P 1E4
BoardSec@ontarioenergyboard.ca

Dear Ms. Walli:

**Re: Environmental Defence Submissions re Confidentiality Motion
EB-2012-0451 – Enbridge Gas Distribution Inc. (“Enbridge”)
GTA Pipeline Leave to Construct; EB-2012-0433, EB-2013-0074
Union Gas Ltd. (“Union”) – Parkway West and Brantford-Kirkwall
Parkway D Projects**

We write pursuant to *Procedural Order No. 8* to respond to Enbridge’s submissions of August 1, 2013 on Environmental Defence’s motion to have certain cost data placed on the public record. For the below reasons, Environmental Defence requests that the motion be held in abeyance.

Although it appears that Enbridge has largely provided the data requested by Environmental Defence, this is not entirely clear. First, it is unclear whether the key avoided cost evidence of Paul Chernick can be placed on the public record. We had understood that this evidence was derived from the data at issue in this motion, so it is unclear why it could not be made public along with the data. Second, there is an unanswered question about the basis of the new data provided by Enbridge. This question will be addressed in Enbridge’s interrogatory responses next Monday.

We very much expect that a decision on this motion will not be necessary. However, due to the above uncertainties, we ask that it be held in abeyance pending any issues that might arise.

Yours truly,



Kent Elson

cc: Applicant and Intervenors