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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-2012-0459: Enbridge Gas Distribution (Enbridge)
2014 to 2018 Customized IR Application
Response to SEC letter of September 11th**

Procedural Order No. 1 invited parties to provide the Board with answers to two questions, to assist the Board in determining whether there should be a preliminary issue in this case. Parties who had filed submissions in response to the Procedural Order were allowed to provide reply submissions.

Yesterday, we checked the Board's Webdrawer and found that School Energy Coalition (SEC) had filed a letter on September 11th, containing "reply submissions". As far as we can tell, the letter had not been sent to Enbridge or its counsel. The letter was apparently filed after the Board's 4pm deadline, given that it did not appear on the Webdrawer until yesterday morning.

SEC failed to file any initial response to the questions set out in Procedural Order No. 1. Even in its September 11th letter, SEC does not address the Board's questions.

While Enbridge disagrees with the contents of SEC's letter, we do not intend to engage in that regard. Procedural Order No. 1 does not allow for endless replies and responses. Instead, we write to express Enbridge's concern and disappointment that SEC's letter was filed at all. The Board set out a clear process to receive submissions about whether there should be a preliminary issue, and asked for responses to specific questions. Only parties who filed submissions in response to the Procedural Order were invited to provide reply submissions. SEC ignored that process, failing to answer the Board's questions and then waiting until beyond the Board's deadline to provide "reply" submissions.

Yours very truly,

AIRD & BERLIS LLP



David Stevens

cc. Enbridge Gas Distribution
All parties registered in EB-2012-0459