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November 15, 2013

**DELIVERED**

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  
2014 to 2018 Customized IR Application  
Request for Confidential Treatment of Response to Board Staff IR#1**

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We represent Enbridge Gas Distribution Inc. (Enbridge, or the Company).

One of the interrogatories provided to Enbridge in this case (Board Staff #1) requests that the Company file the supporting documents (working papers) from Concentric Energy Advisors, Inc. (CEA) in connection with certain parts of CEA's Incentive Ratemaking Report. Board Staff requested that Enbridge provide a response to this request as soon as possible, and well in advance of the December 11<sup>th</sup> deadline for other interrogatory responses.

Some of the materials requested by Board Staff contain data and analysis that is proprietary, copyright protected and governed by non-disclosure agreements. Accordingly, pursuant to Rule 10 of the Board's Rules of Practice and Procedure, and pursuant to Part 5 of the Board's Practice Direction on Confidential Filings, Enbridge requests that those materials be filed on a confidential basis (note that some of the material requested by Board Staff will be filed on a non-confidential basis).

Enbridge is producing nine data files from CEA in response to the Board Staff request. The data files are most useful in "live" Excel format, so they are being produced on a CD, rather than in paper format. The following four listed data files are not confidential:

- TFP&PFP Tables and Charts for Report
- Canadian Flows & Stocks of Capital
- State Heating Degree Days
- I Factor

Enbridge requests confidential treatment of the other five data files, which are listed below:

- Output Index – Subgroups
- Input Index\_subgroup\_calcs
- Input Index\_subgroup\_calcs\_PFP
- Benchmarking Analysis
- Master Company Matrix – Data Screens

These files contain information purchased from data vendors by CEA under the condition that the relevant data will not be released publicly. CEA has arranged to allow for the files to be provided to parties within regulatory proceedings for use within the proceedings, under confidentiality protections.

We understand that the Board has previously allowed confidential treatment for confidential supporting files related to econometric expert reports. This is seen, for example, in relation to certain of the supporting files related to the Pacific Economics Group Research report in the EB-2010-0379 proceeding.

Attached to this letter is a CD containing all nine of the data files requested in Board Staff Interrogatory #1. Given that many of the data files are linked to one another, it is most useful to have all the data files collected together in one place, rather than split into two CDs. In accordance with Part 6 of the Board's Practice Direction on Confidential Filings, Enbridge does not object to having copies of the CD containing all of CEA's working papers (the nine files listed above) provided to participants in this proceeding who sign the Board's form of Declaration and Undertaking.

Under cover of a separate letter of today's date, Enbridge is filing the response to Board Staff Interrogatory #1, with an attached CD containing the four non-confidential files listed above. That Interrogatory Response may be placed on the public record.

Should you have any questions, please do not hesitate to contact me.

Yours very truly,

AIRD & BERLIS LLP

[original signed by]

David Stevens

cc. Enbridge Gas Distribution  
All intervenors in EB-2012-0459