

Ontario Energy Board
P.O. Box 2319
27th. Floor
2300 Yonge Street
Toronto ON M4P 1E4
Telephone: 416- 481-1967
Facsimile: 416- 440-7656
Toll free: 1-888-632-6273

Commission de l'Énergie de l'Ontario
C.P. 2319
27e étage
2300, rue Yonge
Toronto ON M4P 1E4
Téléphone; 416- 481-1967
Télécopieur: 416- 440-7656
Numéro sans frais: 1-888-632-6273



BY E-MAIL

April 9, 2014

**Re: Natural Resource Gas Limited
April 1, 2014 QRAM – Phase 2 Proceeding
Board File No. EB-2014-0053
Arbitration Process**

The Board notes that in NRG's April 1, 2014 QRAM Application, dated March 11, 2014, NRG set out the following with regard to the Surplus Sale over Consumer Premium Charge:

NRG has served notice on Union in writing that the \$78.728 per GJ cost is a penalty provision and unenforceable under the Contract. Any disputes under the Contract are subject to arbitration under Article 8 of the Contract. NRG has served notice on Union fixing an arbitration to declare the Surplus Sale over Consumer Premium amount charged to it at \$78.728 per GJ to be unenforceable.

Before the Board establishes a process for the second phase in this proceeding, the Board requests that both NRG and Union file a letter describing the status of the arbitration process.

The Board requests that the letters be filed no later than April 11, 2014.

Yours truly,

Original signed by

Kirsten Walli
Board Secretary

cc: Brian Lippold, Natural Resource Gas Limited
Laurie O'Meara, Natural Resource Gas Limited
Randy Aiken, Aiken & Associates
Chris Ripley, Union Gas Limited
Crawford Smith, Torys
All Parties in EB-2010-0018